



# Journal of the Senate

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Thursday, March 1, 2012

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## CALL TO ORDER

The Senate was called to order by Senator Gaetz at 10:00 a.m. A quorum present—39:

Mr. President	Flores	Norman
Altman	Gaetz	Oelrich
Benacquisto	Garcia	Rich
Bennett	Gardiner	Richter
Bogdanoff	Gibson	Ring
Braynon	Hays	Sachs
Bullard	Jones	Simmons
Dean	Joyner	Siplin
Detert	Latvala	Smith
Diaz de la Portilla	Lynn	Sobel
Dockery	Margolis	Storms
Evers	Montford	Thrasher
Fasano	Negron	Wise

Excused: Senator Alexander periodically for the purpose of working on the Budget Conference

## PRAYER

The following prayer was offered by Rev. Rurel R. Ausley, Jr., Niceville United Methodist Church, Niceville:

Dear Lord, we give you thanks for this new day—for the gift of life itself, we give you thanks. We come to you today to ask your blessings upon the deliberations of this Senate and all of the decisions that will be made. We humbly ask for your wisdom in all matters, for strength to make difficult decisions, and guidance to make good decisions.

Lord, I give you grateful thanks for the people who serve here. I pray for each of them, for their families, for their needs and for their hurts and concerns. Help them to know your love and care even in the midst of their work.

Lord, we thank you for our state that we live in—a state so many travel to—but we live here! We are grateful. We give you this day and all that it contains, to your divine providence. In your name, we pray. Amen.

## PLEDGE

Senate Pages, Jeremy Jones of Tallahassee; Cheyenne Puckett of Rockledge, grandniece of Senator Bennett; Jordan Prutsman of Tallahassee; Nathan Snipes of Inverness; and Miranda Wilson of Panama City, led the Senate in the pledge of allegiance to the flag of the United States of America.

## DOCTOR OF THE DAY

The President recognized Dr. Timothy Davlantes of Jacksonville, sponsored by Senator Gibson, as doctor of the day. Dr. Davlantes specializes in Family Practice.

## ANNOUNCEMENTS RELATING TO COMMITTEE MEETINGS

Pursuant to Rule 2.6(2), Senator Thrasher announced that the Committee on Budget will meet this day from 2:30 p.m. until 4:30 p.m.

## MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Thrasher, by two-thirds vote **SB 170, CS for SB 282, SB 296, SB 334, CS for SB 454, SB 486, CS for CS for SB 494, SB 648, CS for SB 654, CS for SB 850, SB 1010, CS for CS for SB 1172, SB 1430, CS for CS for SB 1502, and CS for SB 1648** were withdrawn from the Committee on Budget; **CS for SB 1712** was withdrawn from the Committee on Children, Families, and Elder Affairs; and **CS for SJR 1508** was withdrawn from the Committee on Rules Subcommittee on Ethics and Elections.

## ADOPTION OF RESOLUTIONS

At the request of Senator Storms—

By Senator Storms—

**SR 2132**—A resolution recognizing the 60th Anniversary of the Florida Coalition for Children.

WHEREAS, in 1952, a small group of private, nonprofit child-serving agencies banded together to promote better quality in the services provided to the children of this state, and

WHEREAS, this small group has grown over the years to represent nearly 60 agencies that annually provide critical care to 50,000 vulnerable children and their families, including emergency shelter, residential treatment, therapeutic wilderness camps, counseling, foster care, maternity care, adoption, early intervention, in-home services, independent living, and case management, and

WHEREAS, in 2002, the organization restructured in response to the state's adoption of the community-based care child welfare model and formed an unprecedented partnership between child welfare service providers and the emerging community-based care lead agencies, and

WHEREAS, the community-based care child welfare model has been recognized nationally for transforming Florida from one of the worst-performing states to one of the best-performing states in the area of the welfare of children, and

WHEREAS, the Florida Coalition for Children envisions a system of child welfare in Florida that receives a full allocation of resources, is well-managed, and fulfills the needs of this state's abused and neglected children, and

WHEREAS, the Florida Coalition for Children has emerged as a statewide advocacy organization that promotes the protection of abused and neglected children, the building of strong families, and the prevention of child abuse, and

WHEREAS, the member agencies of the Florida Coalition for Children maintain a strong presence for children in the State Capitol, working with members of the Legislature, the Department of Children and Family Services, and other agencies to promote legislation and policies that support quality systems of care through value-based, fiscally accountable programs, NOW, THEREFORE,

*Be It Resolved by the Senate of the State of Florida:*

That the Senate recognizes the invaluable contributions that the member agencies of the Florida Coalition for Children have made to improving the lives of thousands of vulnerable children and their families and extends its congratulations to the staff and volunteers of the Florida Coalition for Children on the occasion of the organization's 60th Anniversary.

—**SR 2132** was introduced, read and adopted by publication.

## MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Mike Haridopolos, President

I am directed to inform the Senate that the House of Representatives has passed CS for SB 2, with 1 amendment, and requests the concurrence of the Senate.

Robert L. "Bob" Ward, Clerk

**CS for SB 2**—A bill to be entitled An act for the relief of William Dillon, who was wrongfully incarcerated for 27 years and exonerated by a court after DNA testing; providing an appropriation to compensate Mr. Dillon for his wrongful incarceration; directing the Chief Financial Officer to draw a warrant for the purchase of an annuity; providing for a waiver of certain tuition and fees; providing conditions for payment; providing that the act does not waive certain defenses or increase the state's liability; providing a limitation on the payment of fees and costs; providing that certain benefits are void upon a finding that Mr. Dillon is not innocent of the alleged crime; providing an effective date.

**House Amendment 1 (694861) (with title amendment)**—Remove everything after the enacting clause and insert:

Section 1. *The facts stated in the preamble to this act are found and declared to be true.*

Section 2. *The sum of \$1,350,000 is appropriated from the General Revenue Fund to the Department of Financial Services under the conditions provided in this act.*

Section 3. *The Chief Financial Officer is directed to draw a warrant in the total sum specified in section 2 for the purposes provided in this act.*

Section 4. *The Department of Financial Services shall pay the funds appropriated under this act to an insurance company or other financial institution admitted and authorized to issue annuity contracts in this state and selected by William Dillon to purchase an annuity. The Department of Financial Services shall execute all necessary agreements to implement this act.*

Section 5. *Tuition and fees for William Dillon shall be waived for up to a total of 120 hours of instruction at any career center established pursuant to s. 1001.44, Florida Statutes, community college established*

*under part III of chapter 1004, Florida Statutes, or state university. For any educational benefit made, William Dillon must meet and maintain the regular admission requirements of, and be registered at, such career center, community college, or state university and make satisfactory academic progress as defined by the educational institution in which he is enrolled.*

Section 6. *The Chief Financial Officer shall purchase the annuity required by this act upon delivery by William Dillon to the Chief Financial Officer, the Department of Financial Services, the President of the Senate, and the Speaker of the House of Representatives of a release executed by William Dillon for himself and on behalf of his heirs, successors, and assigns, fully and forever releasing and discharging the State of Florida, and its agencies and subdivisions, as defined by s. 768.28(2), Florida Statutes, from any and all present or future claims or declaratory relief that William Dillon or any of his heirs, successors, or assigns may have against the State of Florida, and its agencies and subdivisions, as defined by s. 768.28(2), Florida Statutes, and arising out of the factual situation in connection with the arrest, conviction, and incarceration for which compensation is awarded; and, without limitation of the foregoing, the release shall specifically release and discharge the Sheriff of Brevard County, Florida, in his official capacity, and any current or former sheriffs, deputies, agents, or employees of the Sheriff of Brevard County, in their individual capacities, from all claims, causes of action, demands, rights, and claims for attorney fees or costs, of whatever kind or nature, whether in law or equity, including, but not limited to, any claims pursuant to 42 U.S.C. s. 1983, which William Dillon had, has, or might hereinafter have or claim to have, whether known or not, against the Sheriff of Brevard County, Florida, and his assigns, successors in interest, predecessors in interest, heirs, employees, agents, servants, officers, directors, deputies, insurers, reinsurers, and excess insurers, in their official and individual capacities, and that arise out of, are associated with, or are a cause of, the arrest, conviction, and incarceration for which compensation is awarded, including any known or unknown loss, injury, or damage related to or caused by same and which may arise in the future. However, this act does not prohibit declaratory action to obtain judicial expungement of William Dillon's record as related to the arrest and conviction of first degree felony murder within a judicial or executive branch agency as otherwise provided by law.*

Section 7. *The Legislature by this act does not waive any defense of sovereign immunity or increase the limits of liability on behalf of the state or any person or entity that is subject to s. 768.28, Florida Statutes, or any other law.*

Section 8. *This award is intended to provide the sole compensation for any and all present and future claims arising out of the factual situation in connection with William Dillon's arrest, conviction, and incarceration. There shall be no further award to include attorney fees, lobbying fees, costs, or other similar expenses to William Dillon by the state or any agency, instrumentality, or political subdivision thereof, or any other entity, including any county constitutional office, officer, or employee, in state or federal court.*

Section 9. *If a future factual finding determines that William Dillon, by DNA evidence or otherwise, participated in any manner as related to the death or robbery of James Dvorak, the unused benefits to which William Dillon is entitled under this act are void.*

Section 10. *This act shall take effect upon becoming a law.*

And the title is amended as follows:

Remove lines 1-66 and insert: A bill to be entitled An act for the relief of William Dillon, who was wrongfully incarcerated for 27 years; providing an appropriation to compensate William Dillon for his wrongful incarceration; directing the Chief Financial Officer to draw a warrant for the purchase of an annuity; providing for a waiver of certain tuition and fees; providing conditions for payment; providing that the act does not waive certain defenses or increase the state's liability; providing a limitation on the payment of fees and costs; providing that certain benefits are void upon any future finding that William Dillon is not innocent of the alleged crime; providing an effective date.

WHEREAS, William Dillon was arrested on August 27, 1981, indicted by a grand jury on September 3, 1981, and convicted of first degree felony murder on December 4, 1981, and

WHEREAS, William Dillon has maintained his innocence, and

WHEREAS, on November 14, 2008, the Circuit Court in the Eighteenth Judicial Circuit granted a motion for postconviction relief and vacated the judgment and sentence of William Dillon as entered on March 12, 1982. The court additionally ordered a new trial, and

WHEREAS, William Dillon was released pending a new trial on November 18, 2008, and

WHEREAS, on December 10, 2008, the state filed a nolle prosequi as related to the retrial of William Dillon, and

WHEREAS, on November 3, 2009, the Sheriff of Brevard County directed that the 1981 homicide investigation of James Dvorak be reopened and actively investigated in a comprehensive manner, and

WHEREAS, the reopened but continuing investigation by the Sheriff of Brevard County has determined with certainty that William Dillon did not participate in the death of James Dvorak, and

WHEREAS, the Legislature acknowledges that the state's system of justice yielded an imperfect result that had tragic consequences in this case, and

WHEREAS, the Legislature acknowledges that, as a result of his physical confinement, William Dillon suffered significant damages that are unique to William Dillon and all of those damages are due to the fact that he was physically restrained and prevented from exercising the freedom to which all innocent citizens are entitled, and

WHEREAS, before his conviction for the above-mentioned crime, William Dillon pled guilty to an unrelated felony, and

WHEREAS, because of his prior felony conviction, William Dillon is ineligible for compensation under chapter 961, Florida Statutes, and

WHEREAS, the Legislature is providing compensation to William Dillon to acknowledge the fact that he suffered significant damages that are unique to William Dillon, and

WHEREAS, the Brevard County Sheriff's Office comprehensive re-investigation of the matter has determined verifiable and substantial evidence of William Dillon's actual innocence of first degree felony murder, and

WHEREAS, the compensation provided by this act is the sole compensation from the state for any and all present and future claims arising in connection with William Dillon's arrest, conviction, and incarceration, and

WHEREAS, William Dillon may not seek any future compensation against the state or any agency, instrumentality, or political subdivision thereof, or any other entity subject to the provisions of s. 768.28, in state or federal court requesting compensation arising out of the facts in connection with his arrest, conviction, and incarceration, and

WHEREAS, the Legislature apologizes to William Dillon on behalf of the state, NOW, THEREFORE,

On motion by Senator Haridopolos, the Senate concurred in the House amendment.

**CS for SB 2** passed as amended and was ordered engrossed and then enrolled. The action of the Senate was certified to the House. The vote on passage was:

Yeas—38

Mr. President	Diaz de la Portilla	Hays
Altman	Dockery	Jones
Benacquisto	Evers	Joyner
Bennett	Fasano	Latvala
Bogdanoff	Flores	Lynn
Braynon	Gaetz	Margolis
Bullard	Garcia	Montford
Dean	Gardiner	Negron
Detert	Gibson	Norman

Rich  
Richter  
Ring  
Sachs

Simmons  
Siplin  
Smith  
Sobel

Storms  
Thrasher  
Wise

Nays—1

Oelrich

By direction of the President, the rules were waived and the Senate proceeded to—

## SPECIAL ORDER CALENDAR

**SM 240**—A memorial to the Congress of the United States, urging Congress to honor the provisions of the Constitution of the United States and United States Supreme Court case law which limit the scope and exercise of federal power.

WHEREAS, the Tenth Amendment to the Constitution of the United States proclaims: "The powers not delegated to the United States by the Constitution, nor prohibited by it to the States, are reserved to the States respectively, or to the people," and

WHEREAS, the Tenth Amendment defines the scope of federal power as being that specifically granted by the Constitution of the United States and no more, and

WHEREAS, the limitation of power contained in the Tenth Amendment established the foundational principle that the Federal Government was created by the states specifically to be an agent of the states, and yet currently the states are demonstrably treated as agents of the Federal Government, and

WHEREAS, many federal laws directly violate the Tenth Amendment, and

WHEREAS, the Tenth Amendment ensures that we, the people of the United States of America and each sovereign state in the Union of States, now have, and have always had, rights the Federal Government may not usurp, and

WHEREAS, Article IV, Section 4 of the Constitution of the United States begins: "The United States shall guarantee to every State in this Union a Republican Form of Government," and the Ninth Amendment to the Constitution of the United States declares: "The enumeration in the Constitution, of certain rights, shall not be construed to deny or disparage others retained by the people," and

WHEREAS, the United States Supreme Court ruled in *New York v. United States*, 112 S.Ct. 2408 (1992), that Congress does not have the authority to simply commandeer the states' legislative processes by compelling the states to enact and enforce federal regulatory programs, and

WHEREAS, a number of proposals from previous administrations and some proposals now pending from the present administration and from Congress may further violate the Constitution of the United States, NOW, THEREFORE,

*Be It Resolved by the Legislature of the State of Florida:*

That the Legislature claims sovereignty under the Tenth Amendment to the Constitution of the United States over all powers not otherwise enumerated and granted to the Federal Government by the Constitution of the United States.

**BE IT FURTHER RESOLVED** that this memorial serves as a notice and a demand to the Federal Government, as our agent, to cease and desist, effective immediately, from issuing mandates that are beyond the scope of these constitutionally delegated powers.

**BE IT FURTHER RESOLVED** that all compulsory federal legislation that directs states to comply under threat of civil or criminal penalties or sanctions or requires states to pass legislation or lose federal funding be prohibited or repealed.

BE IT FURTHER RESOLVED that copies of this memorial be dispatched to the President of the United States, to the President of the United States Senate, to the Speaker of the United States House of Representatives, to the presiding officers of each state legislature of the United States, and to each member of the Florida delegation to the United States Congress.

—was read the second time in full. On motion by Senator Evers, **SM 240** was adopted and certified to the House.

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Consideration of **CS for CS for HB 245** was deferred.

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**SM 672**—A memorial to the Congress of the United States, urging Congress to propose to the states an amendment to the Constitution of the United States that would limit the consecutive terms of office which a member of the United States Senate or the United States House of Representatives may serve.

WHEREAS, Article V of the Constitution of the United States authorizes Congress to propose amendments to the Constitution which shall become valid when ratified by the states, and

WHEREAS, a continuous and growing concern has been expressed that the best interests of this nation will be served by limiting the terms of members of Congress, a concern expressed by the founding fathers, incorporated into the Articles of Confederation, and attempted through legislation adopted by state legislatures, NOW, THEREFORE,

*Be It Resolved by the Legislature of the State of Florida:*

That the Florida Legislature respectfully petitions the Congress of the United States to propose to the states an amendment to the Constitution of the United States to limit the number of consecutive terms which a person may serve in the United States Senate or the United States House of Representatives.

BE IT FURTHER RESOLVED that copies of this memorial be dispatched to the President of the United States, to the President of the United States Senate, to the Speaker of the United States House of Representatives, and to each member of the Florida delegation to the United States Congress.

—was read the second time in full.

#### SENATOR BENNETT PRESIDING

Pending further consideration of **SM 672**, on motion by Senator Negrón, by two-thirds vote **HM 83** was withdrawn from the Committees on Rules Subcommittee on Ethics and Elections; and Rules.

On motion by Senator Negrón by two-thirds vote—

**HM 83**—A memorial to the Congress of the United States, urging Congress to propose to the states an amendment to the Constitution of the United States that would limit the consecutive terms of office which a member of the United States Senate or the United States House of Representatives may serve.

WHEREAS, Article V of the Constitution of the United States authorizes Congress to propose amendments to the Constitution which shall become valid when ratified by the states, and

WHEREAS, a continuous and growing concern has been expressed that the best interests of this nation will be served by limiting the terms of members of Congress, a concern expressed by the founding fathers, incorporated into the Articles of Confederation, attempted through legislation adopted by state legislatures, and documented in recent media polls, NOW, THEREFORE,

*Be It Resolved by the Legislature of the State of Florida:*

That the Florida Legislature respectfully petitions the Congress of the United States to propose to the states an amendment to the Constitution of the United States to limit the number of consecutive terms which a person may serve in the United States Senate or the United States House of Representatives.

BE IT FURTHER RESOLVED that copies of this memorial be dispatched to the President of the United States, to the President of the United States Senate, to the Speaker of the United States House of Representatives, and to each member of the Florida delegation to the United States Congress.

—a companion measure, was substituted for **SM 672** and by two-thirds vote read the second time in full. On motion by Senator Negrón, **HM 83** was adopted and certified to the House.

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Consideration of **CS for SB 954** and **HB 4087** was deferred.

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**CS for CS for SB 182**—A bill to be entitled An act relating to the Miami-Dade County Lake Belt Mitigation Plan; amending s. 373.41492, F.S.; deleting references to a report by the Miami-Dade County Lake Belt Plan Implementation Committee; providing for the redirection of funds for seepage mitigation projects; requiring the proceeds of the water treatment plant upgrade fee to be transferred by the Department of Revenue to the South Florida Water Management District and to be deposited into the Lake Belt Mitigation Trust Fund; providing criterion when the transfer is not required; providing for the proceeds of the mitigation fee to be used to conduct mitigation activities that are approved by the Miami-Dade County Lake Belt Mitigation Committee; clarifying the authorized uses for the proceeds from the water treatment plant upgrade fee; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 182**, on motion by Senator García, by two-thirds vote **CS for HB 377** was withdrawn from the Committees on Community Affairs; Environmental Preservation and Conservation; Budget Subcommittee on General Government Appropriations; and Budget.

On motion by Senator García—

**CS for HB 377**—A bill to be entitled An act relating to the Miami-Dade County Lake Belt Mitigation Plan; amending s. 373.41492, F.S.; deleting references to a report by the Miami-Dade County Lake Belt Plan Implementation Committee; deleting obsolete provisions; providing for the redirection of funds for seepage mitigation projects; requiring the proceeds of the water treatment plant upgrade fee to be transferred by the Department of Revenue to the South Florida Water Management District and to be deposited into the Lake Belt Mitigation Trust Fund; providing criterion when the transfer is not required; providing for the proceeds of the mitigation fee to be used to conduct mitigation activities that are approved by the Miami-Dade County Lake Belt Mitigation Committee; clarifying the authorized uses for the proceeds from the water treatment plant upgrade fee; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 182** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 377** was placed on the calendar of Bills on Third Reading.

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**CS for SB 514**—A bill to be entitled An act relating to public safety; amending s. 401.465, F.S.; providing that a sworn state-certified law enforcement officer under certain circumstances is not included in the definition of the term “911 public safety telecommunicator”; providing that a sworn state-certified law enforcement officers is not required to complete a public safety telecommunication training program under certain circumstances in order to occasionally perform as a public safety telecommunicator; providing that the application fee and examination fee to take the examination that measures the competency and proficiency in the subject material of a public safety telecommunication program do not apply to a sworn state-certified law enforcement officer who occasionally performs as a public safety telecommunicator; requiring that a sworn state-certified law enforcement officer who fails the examination complete a public safety telecommunication training program before retaking the examination; providing an effective date.

—was read the second time by title.

An amendment was considered and adopted to conform **CS for SB 514** to **CS for HB 1227**.

Pending further consideration of **CS for SB 514** as amended, on motion by Senator Dean, by two-thirds vote **CS for HB 1227** was withdrawn from the Committee on Community Affairs.

On motion by Senator Dean—

**CS for HB 1227**—A bill to be entitled An act relating to certification of 911 public safety telecommunications; amending s. 401.465, F.S.; revising requirements for certification of 911 public safety telecommunications; providing conditions under which the requirement for certification as a 911 public safety telecommunicator may be waived for certain law enforcement officers; providing for exemption from the examination fee; providing an effective date.

—a companion measure, was substituted for **CS for SB 514** as amended and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 1227** was placed on the calendar of Bills on Third Reading.

On motion by Senator Thrasher—

**CS for SB 198**—A bill to be entitled An act relating to the State University System optional retirement program; amending s. 121.35, F.S.; increasing to no more than six the number of companies from which contracts may be purchased under the program; providing a procurement process for additional provider companies; providing an effective date.

—was read the second time by title.

Senator Thrasher moved the following amendment which was adopted:

**Amendment 1 (753748)**—Delete line 36 and insert: *effective until December 31, 2014. All*

Pursuant to Rule 4.19, **CS for SB 198** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Lynn—

**SB 266**—A bill to be entitled An act relating to state symbols; creating s. 15.0527, F.S.; designating the sport of automobile racing as the official state sport; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 266** was placed on the calendar of Bills on Third Reading.

On motion by Senator Bullard—

**CS for CS for SB 332**—A bill to be entitled An act relating to infant death; providing a short title; amending s. 383.3362, F.S.; revising legislative findings and intent with respect to the sudden unexpected death of an infant under a specified age; defining the term “Sudden Unexpected Infant Death”; revising provisions relating to training requirements for first responders; revising requirements relating to autopsies performed by medical examiners; requiring the Medical Examiners Commission to provide for the development and implementation of a protocol for the medical and legal investigation of sudden unexpected infant deaths; deleting references to the SIDS hotline and local SIDS alliances; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 332** was placed on the calendar of Bills on Third Reading.

**CS for SB 396**—A bill to be entitled An act relating to intergovernmental cooperation; amending s. 163.01, F.S.; authorizing certain par-

ties to an interlocal agreement to conduct public meetings and workshops by means of communications media technology; providing notice requirements; providing a definition; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 396**, on motion by Senator Oelrich, by two-thirds vote **HB 231** was withdrawn from the Committees on Community Affairs; and Communications, Energy, and Public Utilities.

On motion by Senator Oelrich—

**HB 231**—A bill to be entitled An act relating to intergovernmental cooperation; amending s. 163.01, F.S.; authorizing certain parties to an interlocal agreement to conduct public meetings and workshops by means of communications media technology; providing notice requirements; providing a definition; providing an effective date.

—a companion measure, was substituted for **CS for SB 396** and read the second time by title.

Senator Simmons moved the following amendment which was adopted:

**Amendment 1 (817216) (with title amendment)**—Delete lines 11-13 and insert:

Section 1. Paragraph (f) of subsection (3) of section 163.01, Florida Statutes, is amended, and subsection (18) is added to that section, to read:

163.01 Florida Interlocal Cooperation Act of 1969.—

(3) As used in this section:

(f) “Electric utility” has the same meaning as in s. 361.11(2). *The term also includes those municipalities, authorities, commissions, special districts, or other public bodies that own, maintain, or operate an electrical generation, transmission, or distribution system within the state on June 25, 2008.*

And the title is amended as follows:

Delete line 3 and insert: amending s. 163.01, F.S.; revising the definition of the term “electric utility”; authorizing certain parties

Senator Oelrich moved the following amendment which was adopted:

**Amendment 2 (839212)**—Delete lines 15 and 16 and insert:

(7) *which has member public agencies located in at least five counties, of which at least three are not contiguous, may conduct public meetings and workshops by means of*

Senator Simmons moved the following amendment which was adopted:

**Amendment 3 (107734) (with title amendment)**—Between lines 30 and 31 insert:

Section 2. *It is the intent of the Legislature that each electric utility that is included within the amendment to s. 163.01(3)(f), Florida Statutes, made by this act may exercise the powers granted by part II of chapter 361, Florida Statutes, in conjunction with the exercise of the powers and authority granted by chapter 163, Florida Statutes. It is further the intent of the Legislature that the amendment is enacted in the furtherance of and is consistent with the application of part II of chapter 361, Florida Statutes, the Joint Power Act.*

And the title is amended as follows:

Delete line 7 and insert: definition; providing legislative intent that electric utilities included in the revision to the definition of the term “electric utility” may exercise the powers and authority granted by ch. 163, F.S.; providing legislative intent that the revision is enacted in furtherance of and is consistent with the application of the Joint Power Act; providing an effective date.

Pursuant to Rule 4.19, **HB 231** as amended was placed on the calendar of Bills on Third Reading.

**CS for CS for CS for SB 502**—A bill to be entitled An act relating to public fairs and expositions; amending s. 616.001, F.S.; redefining existing terms and defining the terms “annual public fair” and “concession”; amending s. 616.01, F.S., relating to requirements for the proposed charter of an annual public fair; revising provisions to conform to changes made by the act; amending s. 616.02, F.S.; providing that the primary objective of a fair association is the holding, conducting, and promoting of public fairs or expositions; amending s. 616.03, F.S.; providing that a fair association may file its duly approved charter with the Department of State in addition to the Department of Agriculture and Consumer Services for notice purposes; amending s. 616.05, F.S.; providing the process by which a fair association may amend its charter; requiring a fair association that files its charter with the Department of State to file a copy of amendments to its charter with that department; amending s. 616.051, F.S.; revising provisions regarding the process by which a fair association may dissolve its charter; amending s. 616.07, F.S.; revising provisions regarding the distribution of public funds and property when a fair association is dissolved; clarifying that certain authorized projects, activities, events, programs, and uses serve an essential governmental purpose and, therefore, are exempt from taxation; providing that certain exemptions are not applicable to taxes imposed under ch. 212, F.S.; amending s. 616.08, F.S.; requiring each fair association to hold an annual public fair; authorizing the fair association to license certain property and to grant, lease, rent, or license space for exhibits and concessions; requiring the fair association to stimulate public interest in the benefit and development of certain resources of the state, any county, or a municipality, including facilities for specified uses; providing that certain fair associations are noncommercial activity providers; amending s. 616.101, F.S.; revising provisions related to the review of association accounts and records; amending s. 616.11, F.S.; clarifying the rights of the association to use certain property for public purposes; adding the Department of Transportation to the list of governmental entities that may make contributions to a fair association to assist it in carrying out its purpose; authorizing state, county, and municipal governments to fund certain projects at or connected with public fairs and expositions; amending s. 616.12, F.S.; revising provisions relating to the exemption from certain license taxes and local business taxes for annual public fairs held by a fair association; amending s. 616.121, F.S., relating to a penalty imposed for making false application for a permit; replacing the term “exhibitions” with the term “annual public fair” to conform to changes made by the act; amending s. 616.14, F.S.; prohibiting a fair association from conducting more than one annual public fair each calendar year; amending ss. 616.15 and 616.17, F.S., relating to procedures for obtaining a permit from the Department of Agriculture and Consumer Services to conduct a public fair; revising provisions to conform to changes made by the act; revising requirements for obtaining a departmental waiver from minimum exhibit requirements; amending s. 616.185, F.S.; revising provisions prohibiting the offense of trespass upon the grounds or facilities of a public fair; amending s. 616.19, F.S.; revising provisions relating to the designation of fairs; amending s. 616.21, F.S.; revising provisions related to the expenditure of appropriated funds; amending s. 616.23, F.S.; removing certain limitations on the use of buildings by counties, municipalities, or fair associations; amending s. 616.24, F.S.; revising provisions related to enforcement; amending s. 288.1175, F.S.; conforming cross-references; providing an effective date.

—was read the second time by title.

Amendments were considered and adopted to conform **CS for CS for CS for SB 502** to **CS for CS for HB 449**.

Pending further consideration of **CS for CS for CS for SB 502** as amended, on motion by Senator Hays, by two-thirds vote **CS for CS for HB 449** was withdrawn from the Committees on Agriculture; Community Affairs; Budget Subcommittee on Finance and Tax; and Budget.

On motion by Senator Hays—

**CS for CS for HB 449**—A bill to be entitled An act relating to public fairs and expositions; amending s. 616.001, F.S.; redefining existing terms and defining the terms “annual public fair” and “concession”; amending s. 616.01, F.S., relating to requirements for the proposed charter of an annual public fair; revising provisions to conform to

changes made by the act; amending s. 616.02, F.S.; providing that the primary objective of a fair association is the holding, conducting, and promoting of public fairs or expositions; amending s. 616.03, F.S.; providing that a fair association may file its duly approved charter with the Department of State in addition to the Department of Agriculture and Consumer Services for notice purposes; amending s. 616.05, F.S.; providing the process by which a fair association may amend its charter; requiring a fair association that files its charter with the Department of State to file a copy of amendments to its charter with that department; amending s. 616.051, F.S.; revising provisions regarding the process by which a fair association may dissolve its charter; amending s. 616.07, F.S.; revising provisions regarding the distribution of public funds and property when a fair association is dissolved; clarifying that certain authorized projects, activities, events, programs, and uses serve an essential governmental purpose and, therefore, are exempt from taxation; providing for applicability of such exemptions; amending s. 616.08, F.S.; requiring each fair association to hold an annual public fair; authorizing the fair association to license certain property and to grant, lease, rent, or license space for exhibits and concessions; requiring the fair association to stimulate public interest in the benefit and development of certain resources of the state, any county, or a municipality, including facilities for specified uses; providing that certain fair associations are noncommercial activity providers; amending s. 616.101, F.S.; revising provisions related to the review of association accounts and records; amending s. 616.11, F.S.; clarifying the rights of the association to use certain property for public purposes; adding the Department of Transportation to the list of governmental entities that may make contributions to a fair association to assist it in carrying out its purpose; authorizing state, county, and municipal governments to fund certain projects at or connected with public fairs and expositions; amending s. 616.12, F.S.; revising provisions relating to the exemption from certain local business taxes for annual public fairs held by a fair association; amending s. 616.121, F.S., relating to a penalty imposed for making false application for a permit; replacing the term “exhibitions” with the term “annual public fair” to conform to changes made by the act; amending s. 616.14, F.S.; prohibiting a fair association from conducting more than one annual public fair each calendar year; amending ss. 616.15 and 616.17, F.S., relating to procedures for obtaining a permit from the Department of Agriculture and Consumer Services to conduct a public fair; revising provisions to conform to changes made by the act; revising requirements for obtaining a departmental waiver from minimum exhibit requirements; amending s. 616.185, F.S.; revising provisions prohibiting the offense of trespass upon the grounds or facilities of a public fair; amending s. 616.19, F.S.; revising provisions relating to the designation of fairs; amending s. 616.21, F.S.; revising provisions related to the expenditure of appropriated funds; amending s. 616.23, F.S.; removing certain limitations on the use of buildings by counties, municipalities, or fair associations; amending s. 616.24, F.S.; revising provisions related to enforcement; amending s. 288.1175, F.S.; conforming cross-references; providing an effective date.

—a companion measure, was substituted for **CS for CS for CS for SB 502** as amended and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 449** was placed on the calendar of Bills on Third Reading.

Consideration of **SB 538** was deferred.

**CS for SB 498**—A bill to be entitled An act relating to substance abuse education and intervention programs; amending s. 948.15, F.S.; providing that probation supervision services for defendants found guilty of certain misdemeanor controlled substance offenses may be provided by licensed substance abuse education and intervention programs; authorizing certain entities providing probation services to provide licensed substance abuse education and intervention programs; requiring private entities providing such programs to contract with the county and comply with other applicable provisions; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 498**, on motion by Senator Lynn, by two-thirds vote **CS for CS for HB 233** was withdrawn from the Committees on Criminal Justice; Judiciary; Budget Subcommittee on Criminal and Civil Justice Appropriations; and Budget.

On motion by Senator Lynn—

**CS for CS for HB 233**—A bill to be entitled An act relating to substance abuse education and intervention programs; amending s. 948.15, F.S.; providing that probation supervision services for defendants found guilty of certain misdemeanor controlled substance offenses may be provided by licensed substance abuse education and intervention programs; authorizing certain entities providing probation services to provide licensed substance abuse education and intervention programs; requiring private entities providing such programs to contract with the county and comply with other applicable provisions; providing an effective date.

—a companion measure, was substituted for **CS for SB 498** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 233** was placed on the calendar of Bills on Third Reading.

**SB 388**—A bill to be entitled An act relating to recreational vehicle dealers; amending s. 320.771, F.S.; authorizing such dealers to obtain certificates of title for recreational vehicles; providing limitations and requirements; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 388**, on motion by Senator Latvala, by two-thirds vote **HB 393** was withdrawn from the Committees on Transportation; Budget Subcommittee on Transportation, Tourism, and Economic Development Appropriations; and Budget.

On motion by Senator Latvala—

**HB 393**—A bill to be entitled An act relating to recreational vehicle dealers; amending s. 320.771, F.S.; authorizing such dealers to obtain certificates of title for recreational vehicles; providing limitations and requirements; providing an effective date.

—a companion measure, was substituted for **SB 388** and read the second time by title.

Pursuant to Rule 4.19, **HB 393** was placed on the calendar of Bills on Third Reading.

On motion by Senator Simmons—

**CS for CS for SB 582**—A bill to be entitled An act relating to neighborhood improvement districts; amending ss. 163.2511, 163.2517, 163.3182, 163.3246, and 163.387, F.S.; conforming provisions to changes made by the act; amending s. 163.501, F.S.; renaming the “Safe Neighborhoods Act” as the “Neighborhoods Improvement Act”; amending s. 163.502, F.S.; revising legislative findings and purpose; amending s. 163.503, F.S.; revising and deleting definitions; amending s. 163.5035, F.S.; conforming provisions to changes made by the act; amending s. 163.504, F.S.; authorizing the governing body of any municipality or county to form a neighborhood improvement district through the adoption of an ordinance rather than by a planning ordinance; removing provisions pertaining to the creation and funding of safe neighborhood improvement districts; amending s. 163.5055, F.S.; requiring each neighborhood improvement district authorized under law to notify the Department of Economic Opportunity of its existence rather than to register with the Department of Community Affairs and the Department of Legal Affairs; removing the requirement that the neighborhood improvement district notify the Department of Community Affairs and the Department of Legal Affairs; amending s. 163.506, F.S.; revising provisions authorizing a local governing body to create a local government neighborhood improvement district; specifying that the ordinance may authorize the improvement district to borrow money, contract loans, and issue bonds; authorizing the governing body of the improvement district to levy ad valorem taxes upon real and tangible personal property within the district; authorizing the district to make and collect special assessments; conditioning the exercise of power by the local government neighborhood improvement district to borrow money, contract loans, issue bonds, charge, collect, and enforce fees, make and collect special assessments, and levy ad valorem taxes upon real and tangible personal property within the district upon the approval of a referendum by the

freeholders of the district; providing ballot requirements; removing provisions allowing an alternative organization for the board of directors; amending s. 163.508, F.S.; relating to property owners’ association neighborhood improvement districts; revising the requirements for creating a property owners’ association neighborhood improvement district by the enactment of a separate ordinance for each district; authorizing the governing body to request grants from the state; amending s. 163.511, F.S.; relating to special neighborhood improvement districts; revising provisions to conform to changes made by the act; revising the method of appointing and removing directors of the district; amending s. 163.512, F.S.; revising provisions authorizing a municipality or county to create a community redevelopment neighborhood improvement district; authorizing the district to receive grants and other funding; providing that the local governing body may dissolve the district under certain circumstances; repealing s. 163.513, F.S.; relating to crime prevention through community policing innovations; amending s. 163.514, F.S.; revising the powers of neighborhood improvement districts; allowing the district to contract with legal counsel and other needed professionals; authorizing the district to collect special assessments under certain circumstances and following designated procedures; amending s. 163.5151, F.S.; requiring a local government and a special neighborhood improvement district to prepare its budget in a specified manner if levying an ad valorem tax on real or personal property; amending s. 163.516, F.S.; requiring neighborhood improvement plans to be created for each improvement district; revising the contents of the neighborhood improvement district’s plan; repealing s. 163.517, F.S.; relating to the Safe Neighborhoods Program; repealing s. 163.519, F.S.; relating to the duties of the Department of Legal Affairs relating to neighborhood improvement districts; repealing s. 163.521, F.S.; relating to funding for a neighborhood improvement district inside an enterprise zone; repealing s. 163.5215, F.S.; relating to the effect and construction of existing laws relating to neighborhood improvement districts; repealing s. 163.522, F.S.; relating to state redevelopment programs; repealing s. 163.523, F.S.; relating to cooperation and involvement of community organizations in the creation of safe neighborhood improvement districts; repealing s. 163.524, F.S.; relating to participation in the Neighborhood Preservation and Enhancement Program; repealing s. 163.526, F.S.; relating to powers and duties of the Neighborhood Councils and the designated agency of the local government; amending ss. 376.84, 775.083, and 932.7055, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 582** was placed on the calendar of Bills on Third Reading.

On motion by Senator Benacquisto—

**SB 632**—A bill to be entitled An act relating to funerals, burials, and memorial services; creating s. 871.015, F.S.; providing a definition; prohibiting picketing or engaging in other protest activities within a specified distance of the property line of the location of a funeral, burial, or memorial service for certain persons; providing criminal penalties; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 632** was placed on the calendar of Bills on Third Reading.

On motion by Senator Smith—

**SB 678**—A bill to be entitled An act relating to state contracts; amending s. 287.058, F.S.; requiring all state contracts of more than a certain amount to require any call-center services to be staffed by persons located within the United States; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 678** was placed on the calendar of Bills on Third Reading.

**CS for CS for CS for SB 682**—A bill to be entitled An act relating to Alzheimer’s disease; establishing the Purple Ribbon Task Force within

the Department of Elderly Affairs; providing for membership; providing that members shall serve without compensation or reimbursement for per diem or travel expenses; requiring the department to provide administrative support; providing duties of the task force; authorizing the task force to hold meetings by teleconference or other electronic means, or in person without compensation or reimbursement for per diem or travel expenses; requiring the task force to submit a report in the form of an Alzheimer's disease state plan to the Governor and Legislature; providing for termination of the task force; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for CS for SB 682**, on motion by Senator Richter, by two-thirds vote **CS for CS for HB 473** was withdrawn from the Committees on Children, Families, and Elder Affairs; Governmental Oversight and Accountability; Budget Subcommittee on Health and Human Services Appropriations; and Budget.

On motion by Senator Richter—

**CS for CS for HB 473**—A bill to be entitled An act relating to Alzheimer's disease; establishing the Purple Ribbon Task Force within the Department of Elderly Affairs; providing for membership; providing that members shall serve without compensation or reimbursement for per diem or travel expenses; requiring the department to provide administrative support; requiring the task force to submit an interim study to the Governor and Legislature regarding state trends with respect to persons having Alzheimer's disease or a related form of dementia; providing duties of the task force; authorizing the task force to hold meetings by teleconference or other electronic means, or in person without compensation or reimbursement for per diem or travel expenses; requiring the task force to submit a report in the form of an Alzheimer's disease state plan to the Governor and Legislature; providing for termination of the task force; providing an effective date.

—a companion measure, was substituted for **CS for CS for CS for SB 682** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 473** was placed on the calendar of Bills on Third Reading.

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Consideration of **CS for CS for SB 704** was deferred.

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**CS for SB 832**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 267.1736, F.S., which provides an exemption from public records requirements for information identifying a donor or prospective donor to the direct-support organization established by the University of Florida in the historic preservation of the City of St. Augustine; saving the exemption from repeal under the Open Government Sunset Review Act; removing the scheduled repeal of the exemption; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 832**, on motion by Senator Oelrich, by two-thirds vote **HB 7017** was withdrawn from the Committees on Higher Education; and Governmental Oversight and Accountability.

On motion by Senator Oelrich—

**HB 7017**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 267.1736, F.S., which provides an exemption from public records requirements for information identifying a donor or prospective donor to the direct-support organization established to assist the University of Florida in the historic preservation of the City of St. Augustine; removing superfluous language; removing the scheduled repeal of the exemption; providing an effective date.

—a companion measure, was substituted for **CS for SB 832** and read the second time by title.

Pursuant to Rule 4.19, **HB 7017** was placed on the calendar of Bills on Third Reading.

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**CS for SB 906**—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; exempting from public record requirements identifying information relating to certain personnel of county tax collectors and their spouses and children; providing for future repeal and legislative review of the exemption under the Open Government Sunset Review Act; exempting from public record requirements identifying information relating to current and former investigators and inspectors of the Department of Business and Professional Regulation and their spouses and children; providing for future repeal and legislative review of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing an effective date.

—was read the second time by title.

An amendment was considered and adopted to conform **CS for SB 906** to **CS for CS for HB 1089**.

Pending further consideration of **CS for SB 906** as amended, on motion by Senator Hays, by two-thirds vote **CS for CS for HB 1089** was withdrawn from the Committees on Regulated Industries; and Governmental Oversight and Accountability.

On motion by Senator Hays—

**CS for CS for HB 1089**—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; providing an exemption from public records requirements for personal identifying and location information of current and former investigators and inspectors of the Department of Business and Professional Regulation and the spouses and children of such investigators and inspectors; providing a condition to the exemption; providing for future review and repeal of the exemption; providing an exemption from public record requirements for personal identifying and location information of county tax collectors and the spouses and children of such tax collectors; providing a condition to the exemption; providing for future review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—a companion measure, was substituted for **CS for SB 906** as amended and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 1089** was placed on the calendar of Bills on Third Reading.

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**SB 988**—A bill to be entitled An act relating to probate; amending s. 731.201, F.S.; excluding real property owned in tenancy by the entireties or in joint tenancy with rights of survivorship from the definition of the term "protected homestead"; clarifying the application of amendments to s. 732.102, F.S., made by chapter 2011-183, Laws of Florida, relating to a spouse's share of an intestate estate; amending s. 732.401, F.S.; revising the period of time during which an attorney in fact or guardian of the property of a surviving spouse may petition for approval to elect to take a one-half interest in the decedent's homestead; specifying the minimum duration of an extension of time; creating s. 732.1081, F.S.; barring inheritance rights of a natural or adoptive parent whose parental rights have been previously terminated pursuant to law; providing for application of the act; providing effective dates.

—was read the second time by title.

Pending further consideration of **SB 988**, on motion by Senator Joyner, by two-thirds vote **HB 733** was withdrawn from the Committee on Judiciary.

On motion by Senator Joyner—

**HB 733**—A bill to be entitled An act relating to probate; amending s. 731.201, F.S.; excluding real property owned in tenancy by the entireties or in joint tenancy with rights of survivorship from the definition of the term "protected homestead"; clarifying the application of amendments to s. 732.102, F.S., made by chapter 2011-183, Laws of Florida, relating to a spouse's share of an intestate estate; amending s. 732.401, F.S.; revising the period of time during which an attorney in fact or guardian of the property of a surviving spouse may petition for approval to elect to take a one-half interest in the decedent's homestead; specifying the minimum duration of an extension of time; creating s. 732.1081, F.S.; barring inheritance rights of a natural or adoptive parent whose parental rights



have been previously terminated pursuant to law; providing for application of the act; providing effective dates.

—a companion measure, was substituted for **SB 988** and read the second time by title.

Pursuant to Rule 4.19, **HB 733** was placed on the calendar of Bills on Third Reading.

**SB 998**—A bill to be entitled An act relating to concealed weapons or firearms; creating s. 790.062, F.S.; providing for otherwise qualified members and veterans of the United States Armed Forces to be issued a concealed weapon or firearm license regardless of age or United States residency in certain circumstances; providing additional methods for the taking of fingerprints from such license applicants; amending s. 790.015, F.S.; providing for members and veterans of the United States Armed Forces to be granted reciprocity regardless of age; providing an effective date.

—was read the second time by title.

An amendment was considered and adopted to conform **SB 998** to **CS for HB 463**.

Pending further consideration of **SB 998** as amended, on motion by Senator Negron, by two-thirds vote **CS for HB 463** was withdrawn from the Committees on Military Affairs, Space, and Domestic Security; Criminal Justice; Budget Subcommittee on General Government Appropriations; and Budget.

On motion by Senator Negron—

**CS for HB 463**—A bill to be entitled An act relating to weapons or firearms; creating s. 790.062, F.S.; providing that otherwise qualified members and veterans of the United States Armed Forces be issued a concealed weapon or firearm license regardless of age in certain circumstances; providing additional methods for the taking of fingerprints from such license applicants; amending s. 790.015, F.S.; providing that members and veterans of the United States Armed Forces be granted reciprocity regardless of age; amending s. 790.15, F.S.; prohibiting reckless or negligent discharge of a firearm in certain locations; providing criminal penalties; providing an effective date.

—a companion measure, was substituted for **SB 998** as amended and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 463** was placed on the calendar of Bills on Third Reading.

On motion by Senator Bogdanoff—

**SB 1040**—A bill to be entitled An act relating to dental hygienists; amending s. 466.017, F.S.; authorizing a dental hygienist, under the supervision of a dentist, to administer local anesthesia to certain patients if the hygienist meets certain criteria; providing the criteria that a dental hygienist must meet in order to administer local anesthesia; authorizing a dental hygienist to apply for certification to administer local anesthesia; requiring the Department of Health to issue the certificate under certain circumstances; authorizing the board to charge a fee, not to exceed a specified amount, to defray the cost of verifying criteria and issuing a certificate; providing that the certificate is part of the dental hygienist's permanent record; requiring that the certificate be prominently displayed; amending s. 466.023, F.S.; authorizing a dental hygienist to administer local anesthesia; providing an effective date.

—was read the second time by title.

## MOTION

On motion by Senator Bogdanoff, by the required two-thirds vote, consideration of the following amendment was allowed:

Senator Bogdanoff moved the following amendment which was adopted:

**Amendment 1 (719830) (with title amendment)**—Delete everything after the enacting clause and insert:

Section 1. Subsection (3) of section 466.006, Florida Statutes, is amended to read:

466.006 Examination of dentists.—

(3) If an applicant is a graduate of a dental college or school not accredited in accordance with paragraph (2)(b) or of a dental college or school not approved by the board, the applicant ~~is shall~~ not be entitled to take the examinations required in this section to practice dentistry until she or he satisfies one of the following:

(a) Completes a program of study, as defined by the board by rule, at an accredited American dental school and demonstrates receipt of a D.D.S. or D.M.D. from said school; or

(b) *Submits proof of having successfully completed at least 2 consecutive academic years at a full-time supplemental general dentistry program accredited by the American Dental Association Commission on Dental Accreditation. This program must provide didactic and clinical education at the level of a D.D.S. or D.M.D. program accredited by the American Dental Association Commission on Dental Accreditation. Completes a 2-year supplemental dental education program at an accredited dental school and receives a dental diploma, degree, or certificate as evidence of program completion.*

Section 2. Subsections (2) and (4) of section 466.007, Florida Statutes, are amended, and subsections (5) and (6) are added to that section, to read:

466.007 Examination of dental hygienists.—

(2) An applicant ~~is shall be~~ entitled to take the examinations required in this section to practice dental hygiene in this state if the applicant:

(a) Is 18 years of age or older.

(b)1. Is a graduate of a dental hygiene college or school approved by the board or accredited by the Commission on Accreditation of the American Dental Association or its successor entity, if any, or any other dental hygiene program accrediting entity recognized by the United States Department of Education agency; or

2. Is a graduate of a dental college or school accredited in accordance with s. 466.006(2)(b), or a graduate of an unaccredited dental college or school, and has met the requirements of subsection (3).

(c)1. In the case of a graduate of a dental hygiene college or school under subparagraph (2)(b)1.:

a. Has successfully completed the National Board of Dental Hygiene examination at any time before the date of application ~~within 10 years of the date of application;~~

b. Has been certified by the American Dental Association Joint Commission on National Dental Examinations at any time before the date of application ~~within 10 years of the date of application; and~~

c. Effective January 1, 1997, has completed coursework that ~~which~~ is comparable to an associate in science degree; or

d. *Has not been disciplined by a board, except for citation offenses or minor violations; and*

e. *Has not been convicted of or pled nolo contendere to, regardless of adjudication, any felony or misdemeanor related to the practice of a health care profession.*

2. In the case of a graduate of a dental college or school under subparagraph (2)(b)2., has successfully completed either the National Board of Dental Hygiene Examination or the National Board of Dental Examiners dental Examination, ~~within 10 years of the date of application.~~

(4) *Effective July 1, 2012*, to be licensed as a dental hygienist in this state, an applicant must successfully complete the following:

(a) A written examination on the laws and rules of this state regulating the practice of dental hygiene.

(b) A practical or clinical examination approved by the board. Effective July 1, 2012, and thereafter, the examination shall be the Dental Hygiene Examination produced by the American Board of Dental Examiners, Inc. (ADEX) or its successor entity, if any, if the board finds that the successor entity's clinical examination meets or exceeds the provisions of this section. The board shall approve the ADEX Dental Hygiene Examination if the board has attained and continues to maintain representation on the ADEX House of Representatives, the ADEX Dental Hygiene Examination Development Committee, and such other ADEX Dental Hygiene committees as the board deems appropriate through rulemaking to ensure that the standards established in this section are maintained organizationally. The ADEX Dental Hygiene Examination or the examination produced by its successor entity is a comprehensive examination in which an applicant must demonstrate skills within the dental hygiene scope of practice on a live patient and any other components that the board deems necessary for the applicant to successfully demonstrate competency for purpose of licensure. The ADEX Dental Hygiene Examination or the examination by the successor entity administered in this state shall be graded by dentists and dental hygienists licensed in this state who are employed by the department for this purpose.

(5) Effective July 1, 2012, an applicant who has completed the ADEX Dental Hygiene Examination in a jurisdiction other than this state and who has obtained a passing score may practice dental hygiene in this state if the applicant:

(a) Has successfully completed the National Board Dental Hygiene Examination at any time before the date of application; and

(b) Has been certified by the American Dental Association Joint Commission on National Dental Examinations at any time before the date of application, as specified by state law.

(6)(a) A passing score on the ADEX Dental Hygiene Examination administered out of state shall be considered the same as a passing score for the ADEX Dental Hygiene Examination administered in this state and graded by licensed dentists and dental hygienists.

(b) If an applicant fails to pass the ADEX Dental Hygiene Examination in three attempts, the applicant is not eligible to retake the examination unless the applicant completes additional education requirements as specified by the board. ~~The practical or clinical examination shall test competency in areas to be established by rule of the board which shall include testing the ability to adequately perform a prophylaxis. On or after October 1, 1986, every applicant who is otherwise qualified shall be eligible to take the examination a total of three times, notwithstanding the number of times the applicant has previously failed. If an applicant fails the examination three times, the applicant shall no longer be eligible to take the examination unless he or she obtains additional educational requirements established by the board. The department shall require a mandatory standardization exercise pursuant to s. 466.017(1)(b) for all examiners prior to each practical or clinical examination and shall retain for employment only those dentists and dental hygienists who have substantially adhered to the standard of grading established at such exercise. It is the intent of the Legislature that the examinations relate to those procedures which are actually performed by a dental hygienist in general practice.~~

Section 3. Present subsection (4) of section 466.017, Florida Statutes, is amended, subsections (5) and (6) are renumbered as subsections (7) and (8), respectively, and new subsections (5) and (6) are added to that section, to read:

466.017 Prescription of drugs; anesthesia.—

(4) A dentist or dental hygienist who administers or employs the use of any form of anesthesia must possess a certification in either basic cardiopulmonary resuscitation for health professionals or advanced cardiac life support approved by the American Heart Association or the American Red Cross or an equivalent agency-sponsored course with recertification every 2 years. Each dental office which uses any form of anesthesia must have immediately available and in good working order such resuscitative equipment, oxygen, and other resuscitative drugs as are specified by rule of the board in order to manage possible adverse reactions.

(5) A dental hygienist under the direct supervision of a dentist may administer local anesthesia, including intraoral block anesthesia, soft tissue infiltration anesthesia, or both, to a nonsedated patient who is 18 years of age or older, if the following criteria are met:

(a) The dental hygienist has successfully completed a course in the administration of local anesthesia which is offered by a dental or dental hygiene program accredited by the Commission on Dental Accreditation of the American Dental Association or approved by the board. The course must include a minimum of 30 hours of didactic instruction and 30 hours of clinical experience, and instruction in:

1. Theory of pain control.
2. Selection-of-pain-control modalities.
3. Anatomy.
4. Neurophysiology.
5. Pharmacology of local anesthetics.
6. Pharmacology of vasoconstrictors.
7. Psychological aspects of pain control.
8. Systematic complications.
9. Techniques of maxillary anesthesia.
10. Techniques of mandibular anesthesia.
11. Infection control.
12. Medical emergencies involving local anesthesia.

(b) The dental hygienist presents evidence of current certification in basic or advanced cardiac life support.

(c) The dental hygienist possesses a valid certificate issued under subsection (6).

(6) Any dental hygienist seeking a certificate to administer local anesthesia must apply to the department, remit an application fee, and submit proof of successful completion of a course in the administration of local anesthesia pursuant to subsection (5). The board shall certify, and the department shall issue a certificate to, any dental hygienist who fulfills the qualifications of subsection (5). The board shall establish a one-time application fee not to exceed \$35. The certificate is not subject to renewal but is part of the dental hygienist's permanent record and must be prominently displayed at the location where the dental hygienist is authorized to administer local anesthesia. The board shall adopt rules necessary to administer subsection (5) and this subsection.

Section 4. Subsection (7) is added to section 466.023, Florida Statutes, to read:

466.023 Dental hygienists; scope and area of practice.—

(7) A dental hygienist may administer local anesthesia as provided in ss. 466.017 and 466.024.

Section 5. Subsection (1) of section 466.024, Florida Statutes, is amended to read:

466.024 Delegation of duties; expanded functions.—

(1) A dentist may not delegate irremediable tasks to a dental hygienist or dental assistant, except as provided by law. A dentist may delegate remediable tasks to a dental hygienist or dental assistant when such tasks pose no risk to the patient. A dentist may only delegate remediable tasks so defined by law or rule of the board. The board by rule shall designate which tasks are remediable and delegable, except that the following are by law found to be remediable and delegable:

(a) Taking impressions for study casts but not for the purpose of fabricating any intraoral restorations or orthodontic appliance.

(b) Placing periodontal dressings.

- (c) Removing periodontal or surgical dressings.
- (d) Removing sutures.
- (e) Placing or removing rubber dams.
- (f) Placing or removing matrices.
- (g) Placing or removing temporary restorations.
- (h) Applying cavity liners, varnishes, or bases.
- (i) Polishing amalgam restorations.
- (j) Polishing clinical crowns of the teeth for the purpose of removing stains but not changing the existing contour of the tooth.
- (k) Obtaining bacteriological cytological specimens not involving cutting of the tissue.
- (l) *Administering local anesthesia pursuant to s. 466.017(5).*

This subsection does not limit delegable tasks to those specified herein.

Section 6. This act shall take effect upon becoming a law.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to the practice of dentistry; amending s. 466.006, F.S.; revising the eligibility requirements for taking the examinations required to practice dentistry if the applicant is a graduate of a certain dental college or school; amending s. 466.007, F.S.; revising the eligibility requirements for taking the examinations required to practice dental hygiene; revising the licensing requirements to practice as a dental hygienist; amending s. 466.017, F.S.; authorizing dental hygienists to administer certain local anesthesia under the direct supervision of a licensed dentist if certain educational requirements are met; requiring dental hygienists to maintain current certification in basic or advanced cardiopulmonary resuscitation or advanced cardiac life support with recertification every 2 years; amending s. 466.023, F.S.; revising the scope and area of practice for dental hygienists, to conform to changes made by this act; amending s. 466.024, F.S.; revising the delegated duties that are found to be remediable and delegable, to conform to changes made by this act; providing an effective date.

Pursuant to Rule 4.19, **SB 1040** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

**SB 1084**—A bill to be entitled An act relating to administrative procedures; amending s. 120.55, F.S.; revising provisions with respect to the revision and publication of the Florida Administrative Code to provide that the Department of State is not required to publish a printed version of the code but may contract with a publishing firm for a printed publication; providing that the electronic version of the code is the official compilation of the administrative rules of the state; providing for adopted rules and material incorporated by reference to be filed in electronic forms; renaming the “Florida Administrative Weekly” as the “Florida Administrative Register”; requiring a continuous revision and publication of the Florida Administrative Register on an Internet website managed by the Department of State; revising content and website search requirements; deleting a requirement to provide printed copies of the Florida Administrative Register to certain federal and state entities; providing a directive to the Division of Statutory Revision; providing an effective date.

—was read the second time by title.

An amendment was considered and adopted to conform **SB 1084** to **HB 541**.

Pending further consideration of **SB 1084** as amended, on motion by Senator Garcia, by two-thirds vote **HB 541** was withdrawn from the Committees on Governmental Oversight and Accountability; Budget Subcommittee on Transportation, Tourism, and Economic Development Appropriations; and Budget.

On motion by Senator Garcia—

**HB 541**—A bill to be entitled An act relating to administrative procedures; amending s. 120.54, F.S.; directing an agency under the Administrative Procedure Act to send written notice of certain rules affecting small businesses to the rules ombudsman in the Executive Office of the Governor rather than to the Department of Economic Opportunity; amending s. 120.55, F.S.; revising provisions with respect to the revision and publication of the Florida Administrative Code to provide that the Department of State is not required to publish a printed version of the code but may contract with a publishing firm for a printed publication; providing that the electronic version of the code is the official compilation of the administrative rules of the state; providing for adopted rules and material incorporated by reference to be filed in electronic forms; renaming the “Florida Administrative Weekly” as the “Florida Administrative Register”; requiring a continuous revision and publication of the Florida Administrative Register on an Internet website managed by the Department of State; revising content and website search requirements; deleting a requirement to provide printed copies of the Florida Administrative Register to certain federal and state entities; providing a directive to the Division of Statutory Revision; providing an effective date.

—a companion measure, was substituted for **SB 1084** as amended and read the second time by title.

Pursuant to Rule 4.19, **HB 541** was placed on the calendar of Bills on Third Reading.

#### SENATOR THRASHER PRESIDING

**SB 1090**—A bill to be entitled An act relating to the Uniform Commercial Code; revising and providing provisions of the Uniform Commercial Code relating to secured transactions to conform to the revised Article 9 of the Uniform Commercial Code as prepared by the National Conference of Commissioners on Uniform State Laws; amending s. 679.1021, F.S.; revising and providing definitions; amending s. 679.1051, F.S.; revising provisions relating to control of electronic chattel paper; amending s. 679.3071, F.S.; revising provisions relating to the location of debtors; amending s. 679.3111, F.S.; making editorial changes; amending s. 679.3161, F.S.; providing rules that apply to certain collateral to which a security interest attaches; providing rules relating to certain financing statements; amending s. 679.3171, F.S.; revising provisions relating to interests that take priority over or take free of a security interest or agricultural lien; amending s. 679.326, F.S.; revising priority of security interests created by a new debtor; amending ss. 679.4061 and 679.4081, F.S.; revising application; amending s. 679.5021, F.S.; revising when a record of a mortgage satisfying the requirements of ch. 697, F.S., is effective as a filing statement; amending s. 679.5031, F.S.; revising when a financing statement sufficiently provides the name of the debtor; amending s. 679.5071, F.S.; revising the effect of certain events on the effectiveness of a financing statement; amending s. 679.515, F.S.; revising the duration and effectiveness of a financing statement; amending s. 679.516, F.S.; revising instances when filing does not occur with respect to a record that a filing office refuses to accept; amending s. 679.518, F.S.; revising requirements for claims concerning an inaccurate or wrongfully filed record; amending s. 679.607, F.S.; revising recording requirements for the enforcement of mortgages nonjudicially outside this state; creating part VIII of ch. 679, F.S., relating to transition from prior law under the chapter to law under the chapter as amended by the act; creating s. 679.801, F.S.; providing scope of application and limitations; creating s. 679.802, F.S.; providing that security interests perfected under prior law that also satisfy the requirements for perfection under the act remain effective; creating s. 679.803, F.S.; providing that security interests unperfected under prior law but that satisfy the requirements for perfection under this act will become effective July 1, 2013; creating s. 679.804, F.S.; providing when financing statements effective under prior law in a different jurisdiction remain effective; creating s. 679.805, F.S.; requiring the recording of a financing statement in lieu of a continuation statement under certain conditions; providing for the continuation of the effectiveness of a financing statement filed before the effective date of the act under certain conditions; creating s. 679.806, F.S.; providing requirements for the amendment of financing statements filed before the effective date of the act; providing requirements for financing statements prior to amendment; creating s. 679.807, F.S.; providing person entitled to file initial financing statement or continuation statement; creating s. 679.808, F.S.; providing priority of conflicting claims to collateral; amending s. 680.1031, F.S.; conforming a cross-re-

ference; providing a directive to the Division of Statutory Revision; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 1090**, on motion by Senator Richter, by two-thirds vote **CS for HB 483** was withdrawn from the Committees on Commerce and Tourism; Banking and Insurance; Budget Subcommittee on General Government Appropriations; and Budget.

On motion by Senator Richter—

**CS for HB 483**—A bill to be entitled An act relating to the Uniform Commercial Code; revising and providing provisions of the Uniform Commercial Code relating to secured transactions to conform to the revised Article 9 of the Uniform Commercial Code as prepared by the National Conference of Commissioners on Uniform State Laws; amending s. 679.1021, F.S.; revising and providing definitions; amending s. 679.1051, F.S.; revising provisions relating to control of electronic chattel paper; amending s. 679.3071, F.S.; revising provisions relating to the location of debtors; amending s. 679.3111, F.S.; making editorial changes; amending s. 679.3161, F.S.; providing rules that apply to certain collateral to which a security interest attaches; providing rules relating to certain financing statements; amending s. 679.3171, F.S.; revising provisions relating to interests that take priority over or take free of a security interest or agricultural lien; amending s. 679.326, F.S.; revising priority of security interests created by a new debtor; amending ss. 679.4061 and 679.4081, F.S.; revising application; amending s. 679.5021, F.S.; revising when a record of a mortgage satisfying the requirements of chapter 697 is effective as a filing statement; amending s. 679.5031, F.S.; revising when a financing statement sufficiently provides the name of the debtor; amending s. 679.5071, F.S.; revising the effect of certain events on the effectiveness of a financing statement; amending s. 679.515, F.S.; revising the duration and effectiveness of a financing statement; amending s. 679.516, F.S.; revising instances when filing does not occur with respect to a record that a filing office refuses to accept; amending s. 679.518, F.S.; revising requirements for claims concerning an inaccurate or wrongfully filed record; amending s. 679.607, F.S.; revising recording requirements for the enforcement of mortgages nonjudicially outside this state; creating part VIII of chapter 679, F.S., relating to transition from prior law under the chapter to law under the chapter as amended by this act; creating s. 679.801, F.S.; providing scope of application and limitations; creating s. 679.802, F.S.; providing that security interests perfected under prior law that also satisfy the requirements for perfection under this act remain effective; creating s. 679.803, F.S.; providing that security interests unperfected under prior law but that satisfy the requirements for perfection under this act will become effective July 1, 2013; creating s. 679.804, F.S.; providing when financing statements effective under prior law in a different jurisdiction remain effective; creating s. 679.805, F.S.; requiring the recording of a financing statement in lieu of a continuation statement under certain conditions; providing for the continuation of the effectiveness of a financing statement filed before the effective date of this act under certain conditions; creating s. 679.806, F.S.; providing requirements for the amendment of financing statements filed before the effective date of this act; providing requirements for financing statements prior to amendment; creating s. 679.807, F.S.; providing person entitled to file initial financing statement or continuation statement; creating s. 679.808, F.S.; providing priority of conflicting claims to collateral; amending s. 680.1031, F.S.; conforming a cross-reference; providing a directive to the Division of Statutory Revision; providing an effective date.

—a companion measure, was substituted for **SB 1090** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 483** was placed on the calendar of Bills on Third Reading.

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Consideration of **CS for SB 1596** and **SM 1742** was deferred.

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On motion by Senator Bogdanoff—

**SB 538**—A bill to be entitled An act relating to preference to Florida businesses in procurement of personal property and services; providing a short title; amending s. 283.35, F.S.; requiring an agency, county, mu-

nicipality, school district, or other political subdivision of the state to grant a specified preference to a vendor located within the state when awarding a contract for printing; specifying the percentage of preference to be granted; amending s. 287.084, F.S.; requiring, rather than authorizing, an agency, county, municipality, school district, or other political subdivision of the state in making purchases of personal property through competitive solicitation to award a preference to the lowest responsible and responsive vendor having a principal place of business within this state under specified circumstances; specifying the percentage of preference to be granted; providing nonapplicability; providing an effective date.

—was read the second time by title.

## MOTION

On motion by Senator Bogdanoff, by the required two-thirds vote, consideration of the following amendments was allowed:

Senator Bogdanoff moved the following amendments which were adopted:

**Amendment 1 (741488) (with title amendment)**—Between lines 79 and 80 insert:

(3)(a) *A vendor whose principal place of business is in this state may not be precluded from being an authorized reseller of information technology commodities of a state contractor as long as the vendor demonstrates that it employs an internationally recognized quality management system, such as ISO 9001 or its equivalent, and provides a warranty on the information technology commodities which is, at a minimum, of equal scope and length as that of the contract.*

(b) *This subsection applies to any renewal of any state contract executed on or after July 1, 2012.*

And the title is amended as follows:

Delete line 19 and insert: providing nonapplicability; prohibiting the preclusion of a vendor whose principal place of business is in this state from being an authorized reseller of information technology commodities of state contractors, under certain circumstances; providing an effective

**Amendment 2 (201582) (with title amendment)**—Between lines 41 and 42 insert:

Section 3. Paragraph (f) of subsection (3) of section 287.057, Florida Statutes, is amended to read:

287.057 Procurement of commodities or contractual services.—

(3) When the purchase price of commodities or contractual services exceeds the threshold amount provided in s. 287.017 for CATEGORY TWO, no purchase of commodities or contractual services may be made without receiving competitive sealed bids, competitive sealed proposals, or competitive sealed replies unless:

(f) The following contractual services and commodities are not subject to the competitive-solicitation requirements of this section:

1. Artistic services. For the purposes of this subsection, the term “artistic services” does not include advertising or typesetting. As used in this subparagraph, the term “advertising” means the making of a representation in any form in connection with a trade, business, craft, or profession in order to promote the supply of commodities or services by the person promoting the commodities or contractual services.

2. Academic program reviews if the fee for such services does not exceed \$50,000.

3. Lectures by individuals.

4. Legal services, including attorney, paralegal, expert witness, appraisal, or mediator services.

5.a. Health services involving examination, diagnosis, treatment, prevention, medical consultation, or administration.

b. Beginning January 1, 2011, health services, including, but not limited to, substance abuse and mental health services, involving examination, diagnosis, treatment, prevention, or medical consultation, when such services are offered to eligible individuals participating in a specific program that qualifies multiple providers and uses a standard payment methodology. Reimbursement of administrative costs for providers of services purchased in this manner shall also be exempt. For purposes of this sub-subparagraph, “providers” means health professionals, health facilities, or organizations that deliver or arrange for the delivery of health services.

6. Services provided to persons with mental or physical disabilities by not-for-profit corporations which have obtained exemptions under the provisions of s. 501(c)(3) of the United States Internal Revenue Code or when such services are governed by the provisions of Office of Management and Budget Circular A-122. However, in acquiring such services, the agency shall consider the ability of the vendor, past performance, willingness to meet time requirements, and price.

7. Medicaid services delivered to an eligible Medicaid recipient unless the agency is directed otherwise in law.

8. Family placement services.

9. Prevention services related to mental health, including drug abuse prevention programs, child abuse prevention programs, and shelters for runaways, operated by not-for-profit corporations. However, in acquiring such services, the agency shall consider the ability of the vendor, past performance, willingness to meet time requirements, and price.

10. Training and education services provided to injured employees pursuant to s. 440.491(6).

11. Contracts entered into pursuant to s. 337.11.

12. Services or commodities provided by governmental agencies.

13. *Statewide public service announcement programs provided by a Florida statewide nonprofit corporation under s. 501(c)(6) of the Internal Revenue Code, with a guaranteed documented match of at least \$3 to \$1.*

And the title is amended as follows:

Delete line 10 and insert: be granted; amending s. 287.057, F.S.; providing an exception to the requirement for competitive solicitation of contractual services and commodities for public service announcement programs provided by certain nonprofit corporations; amending s. 287.084, F.S.; requiring,

**Amendment 3 (853022) (with title amendment)**—Between lines 70 and 71 insert:

(c) *For purposes of this section, the term “other political subdivision of the state” does not include counties and municipalities.*

And the title is amended as follows:

Delete lines 11 and 12 and insert: rather than authorizing, an agency, school district, or other political

**Amendment 4 (843520) (with title amendment)**—Delete lines 30-70 and insert: *the agency, university, college, school district, or other political subdivision of this state awarding the contract shall grant a preference to the lowest responsible and responsive vendor having a principal place of business within this state. The preference shall be 5 percent if the lowest bid is submitted by a vendor whose principal place of business is located outside the state and if the whenever such printing can be performed in this state done at no greater expense than the expense of awarding a contract to a vendor located outside the state and can be done at a level of quality comparable to that obtainable from the a vendor submitting the lowest bid located outside the state. As used in this section, the term “other political subdivision of this state” does not include counties or municipalities.*

Section 3. Section 287.084, Florida Statutes, is amended to read:

287.084 Preference to Florida businesses.—

(1)(a) When an agency, ~~university, college, county, municipality,~~ school district, or other political subdivision of the state is required to make purchases of personal property through competitive solicitation and the lowest responsible and responsive bid, proposal, or reply is by a vendor whose principal place of business is in a state or political subdivision thereof which grants a preference for the purchase of such personal property to a person whose principal place of business is in such state, then the agency, ~~university, college, county, municipality,~~ school district, or other political subdivision of this state ~~shall may~~ award a preference to the lowest responsible and responsive vendor having a principal place of business within this state, which preference is equal to the preference granted by the state or political subdivision thereof in which the lowest responsible and responsive vendor has its principal place of business. *In a competitive solicitation in which the lowest bid is submitted by a vendor whose principal place of business is located outside the state and that state does not grant a preference in competitive solicitation to vendors having a principal place of business in that state, the preference to the lowest responsible and responsive vendor having a principal place of business in this state shall be 5 percent.*

(b) Paragraph (a) ~~However, this section~~ does not apply to transportation projects for which federal aid funds are available.

(c) *As used in this section, the term “other political subdivision of this state” does not include counties or municipalities.*

And the title is amended as follows:

Delete lines 5-12 and insert: requiring an agency, university, college, school district, or other political subdivision of the state to grant a specified preference to a vendor located within the state when awarding a contract for printing; specifying the percentage of preference to be granted; amending s. 287.084, F.S.; requiring, rather than authorizing, an agency, university, college, school district, or other political

Pursuant to Rule 4.19, **SB 538** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Bennett—

**CS for CS for SB 704**—A bill to be entitled An act relating to building construction and inspection; amending s. 162.12, F.S.; revising the authorized methods of sending notices to violators of local codes; amending s. 381.0065, F.S.; revising the definition of the term “bedroom” for purposes of requirements governing onsite sewage treatment and disposal systems; conforming a cross-reference; providing that a permit for the installation, modification, or repair of an onsite sewage treatment and disposal system approved by the Department of Health transfers along with the title to the property in a real estate transaction; prohibiting the transferred title from being encumbered by new permit requirements; providing criteria for an abandoned onsite sewage treatment and disposal system; providing guidelines for the reconnection of an abandoned system; providing for the applicability of rules to the construction of an onsite sewage treatment and disposal system; providing certain exemptions for a remodeled single-family home; amending s. 468.604, F.S.; authorizing a building code administrator or building official to approve the electronic filing of building plans and related documents; amending s. 468.609, F.S.; revising the eligibility requirements of a building code inspector or plans examiner; revising criteria for the issuance of provisional certificates; amending s. 468.841, F.S.; including a person or a business organization acting within the scope of a landscape architecture license in the exemption from certain provisions related to mold assessment; amending s. 489.103, F.S.; providing an exemption from construction contracting requirements for an owner who installs, removes, or replaces solar panels on certain residences while acting as the contractor; providing for an electronic signature on the permit application; requiring the building permit application and disclosure statement to include a declaration statement by the owner; providing that the issuing authority is not liable in any civil action for inaccurate information submitted by the owner using the authority’s electronic permitting system; amending s. 489.105, F.S.; revising the definition of the term “demolish” for purposes of describing the scope of work of a contractor to include all buildings or residences of certain heights; clarifying the definition of the term “plumbing contractor”; removing the term “glazing contractor” from within the definition of the term “contractor” for purposes of licensing by the Department of Business and Professional Regulation; reenacting s. 489.105(6), F.S., relating to the definition of the

term “contracting”; clarifying the intent of the Legislature in the adoption of certain amendments to s. 489.105(6), F.S., and specifying that the amendments were intended to be remedial in nature, clarify existing law, and apply retroactively to any contract for the sale of manufactured or factory-built buildings that will be completed on site and otherwise comply with the requirements under state law; amending ss. 489.127 and 489.531, F.S.; increasing the maximum civil penalties that may be assessed against unlicensed contractors; amending s. 553.721, F.S.; allocating a portion of the funds derived from a surcharge on permit fees to the Florida Building Code Compliance and Mitigation Program; making technical and grammatical changes; amending s. 553.73, F.S.; exempting certain buildings or structures used for hunting from the Florida Building Code; amending s. 553.844, F.S.; extending the expiration date to 2013 for exemption of certain equipment installation meeting the 2007 building code; amending s. 633.0215, F.S.; authorizing the electronic filing of certain construction plans for approval by the fire code administrator or fire official; amending s. 713.135, F.S.; providing that an owner or contractor is not required to personally appear and provide a notarized signature when filing a building permit application for a solar project if certain conditions are met; providing that the issuing authority is not liable in any civil action for inaccurate information submitted by the owner using the authority’s electronic permitting system; requiring the Florida Building Commission to establish a workgroup to assist in the development of rules for an alternative design method for screen enclosures; providing for membership of the workgroup; providing factors that must be included in the rule; providing dates for appointment of the workgroup and adoption of a rule; requiring the commission to incorporate the alternative design method for screen enclosures into the Florida Building Code; providing conditions for expiration of the provision; providing an effective date.

—was read the second time by title.

Senator Bennett moved the following amendments which were adopted:

**Amendment 1 (625180) (with title amendment)**—Between lines 132 and 133 insert:

Section 2. Section 255.0518, Florida Statutes, is created to read:

*255.0518 Public bids; bid opening.—Notwithstanding s. 119.071(1)(b), a county or municipality, a department or agency of the state, a county, or a municipality, or any other public body or institution must:*

*(1) Open a sealed bid or the portion of a sealed bid that includes the price submitted, which is received pursuant to a competitive solicitation for construction or repairs on a public building or public work, at a public meeting conducted in compliance with s. 286.011.*

*(2) Announce at that meeting the name of each bidder and the price submitted in the bid.*

*(3) Make available upon request the name of each bidder and the price submitted in the bid.*

And the title is amended as follows:

Delete line 5 and insert: local codes; creating s. 255.0518, F.S.; requiring a county or municipality, a department or agency of the state, a county, or a municipality, or any other public body or institution to open a sealed bid and announce the name of each bidder and the price submitted in the bid at a public meeting and make such information available upon request; amending s. 381.0065, F.S.; revising the

**Amendment 2 (583294) (with title amendment)**—Between lines 404 and 405 insert:

Section 6. Subsection (5) of section 481.329, Florida Statutes, is amended to read:

481.329 Exceptions; exemptions from licensure.—

(5) ~~Nothing in~~ This part *does not prohibit* ~~prohibits~~ any person from engaging in the practice of landscape design, as defined in s. 481.303(7), or from ~~not~~ submitting for approval to a governmental agency planting plans that are independent of, or a component of, construction documents that are prepared by a Florida-registered professional ~~such plans to~~

~~governmental agencies for approval.~~ Persons providing landscape design services shall not use the title, term, or designation “landscape architect,” “landscape architectural,” “landscape architecture,” “L.A.,” “landscape engineering,” or any description tending to convey the impression that she or he is a landscape architect unless she or he is registered as provided in this part.

And the title is amended as follows:

Delete line 32 and insert: assessment; amending s. 481.329, F.S.; clarifying the authority of a landscape design practitioner to submit planting plans; amending s. 489.103, F.S.; providing an

**Amendment 3 (552098)**—Delete lines 432-459 and insert:

*3. When installing, uninstalling, or replacing solar panels on one-family, two-family, or three-family residences, and the local permitting agency’s county or municipal government is participating in a “United States Department of Energy SunShot Initiative: Rooftop Solar Challenge” grant. However, an owner must utilize a licensed electrical contractor to effectuate the wiring of the solar panels, including any interconnection to the customer’s residential electrical wiring. The limitations of this exemption shall be expressly stated in the building permit approved and issued by the permitting agency for such project.*

(b) This subsection does not exempt any person who is employed by or has a contract with such owner and who acts in the capacity of a contractor. The owner may not delegate the owner’s responsibility to directly supervise all work to any other person unless that person is registered or certified under this part and the work being performed is within the scope of that person’s license. For the purposes of this subsection, the term “owners of property” includes the owner of a mobile home situated on a leased lot.

(c) To qualify for exemption under this subsection, an owner must personally appear and sign the building permit application and must satisfy local permitting agency requirements, if any, proving that the owner has a complete understanding of the owner’s obligations under the law as specified in the disclosure statement in this section. *However, for purposes of implementing a “United States Department of Energy SunShot Initiative: Rooftop Solar Challenge” grant and the participation of county and municipal governments, including local permitting agencies under the jurisdiction of such county and municipal governments, an owner’s notarized signature or personal appearance to sign the permit application is not required for a solar project, as described in subparagraph (a)3., if the building permit application is submitted electronically to the permitting agency and the owner certifies the application and disclosure statement using the permitting agency’s electronic confirmation system.* If any person violates the requirements of

**Amendment 4 (114548) (with title amendment)**—Delete lines 673-909 and insert:

(e) “Roofing contractor” means a contractor whose services are unlimited in the roofing trade and who has the experience, knowledge, and skill to install, maintain, repair, alter, extend, or design, if not prohibited by law, and use materials and items used in the installation, maintenance, extension, and alteration of all kinds of roofing, waterproofing, and coating, except when coating is not represented to protect, repair, waterproof, stop leaks, or extend the life of the roof. The scope of work of a roofing contractor also includes *skylights and any related work*, required roof-deck attachments, and any repair or replacement of wood roof sheathing or fascia as needed during roof repair or replacement *and any related work*.

(f) “Class A air-conditioning contractor” means a contractor whose services are unlimited in the execution of contracts requiring the experience, knowledge, and skill to install, maintain, repair, fabricate, alter, extend, or design, if not prohibited by law, central air-conditioning, refrigeration, heating, and ventilating systems, including duct work in connection with a complete system if such duct work is performed by the contractor as necessary to complete an air-distribution system, boiler and unfired pressure vessel systems, and all appurtenances, apparatus, or equipment used in connection therewith, and any duct cleaning and equipment sanitizing that requires at least a partial disassembling of the system; to install, maintain, repair, fabricate, alter, extend, or design, if not prohibited by law, piping, insulation of pipes, vessels and ducts, pressure and process piping, and pneumatic control piping; to

replace, disconnect, or reconnect power wiring on the load side of the dedicated existing electrical disconnect switch; to install, disconnect, and reconnect low voltage heating, ventilating, and air-conditioning control wiring; and to install a condensate drain from an air-conditioning unit to an existing safe waste or other approved disposal other than a direct connection to a sanitary system. The scope of work for such contractor also includes any excavation work incidental thereto, but does not include any work such as liquefied petroleum or natural gas fuel lines within buildings, except for disconnecting or reconnecting changeouts of liquefied petroleum or natural gas appliances within buildings; potable water lines or connections thereto; sanitary sewer lines; swimming pool piping and filters; or electrical power wiring. *A Class A air-conditioning contractor may test and evaluate central air-conditioning, refrigeration, heating, and ventilating systems, including duct work; however, a mandatory licensing requirement is not established for the performance of these specific services.*

(g) "Class B air-conditioning contractor" means a contractor whose services are limited to 25 tons of cooling and 500,000 Btu of heating in any one system in the execution of contracts requiring the experience, knowledge, and skill to install, maintain, repair, fabricate, alter, extend, or design, if not prohibited by law, central air-conditioning, refrigeration, heating, and ventilating systems, including duct work in connection with a complete system only to the extent such duct work is performed by the contractor as necessary to complete an air-distribution system being installed under this classification, and any duct cleaning and equipment sanitizing that requires at least a partial disassembling of the system; to install, maintain, repair, fabricate, alter, extend, or design, if not prohibited by law, piping and insulation of pipes, vessels, and ducts; to replace, disconnect, or reconnect power wiring on the load side of the dedicated existing electrical disconnect switch; to install, disconnect, and reconnect low voltage heating, ventilating, and air-conditioning control wiring; and to install a condensate drain from an air-conditioning unit to an existing safe waste or other approved disposal other than a direct connection to a sanitary system. The scope of work for such contractor also includes any excavation work incidental thereto, but does not include any work such as liquefied petroleum or natural gas fuel lines within buildings, except for disconnecting or reconnecting changeouts of liquefied petroleum or natural gas appliances within buildings; potable water lines or connections thereto; sanitary sewer lines; swimming pool piping and filters; or electrical power wiring. *A Class B air-conditioning contractor may test and evaluate central air-conditioning, refrigeration, heating, and ventilating systems, including duct work; however, a mandatory licensing requirement is not established for the performance of these specific services.*

(h) "Class C air-conditioning contractor" means a contractor whose business is limited to the servicing of air-conditioning, heating, or refrigeration systems, including any duct cleaning and equipment sanitizing that requires at least a partial disassembling of the system, and whose certification or registration, issued pursuant to this part, was valid on October 1, 1988. Only a person who was registered or certified as a Class C air-conditioning contractor as of October 1, 1988, shall be so registered or certified after October 1, 1988. However, the board shall continue to license and regulate those Class C air-conditioning contractors who held Class C licenses before October 1, 1988.

(i) "Mechanical contractor" means a contractor whose services are unlimited in the execution of contracts requiring the experience, knowledge, and skill to install, maintain, repair, fabricate, alter, extend, or design, if not prohibited by law, central air-conditioning, refrigeration, heating, and ventilating systems, including duct work in connection with a complete system if such duct work is performed by the contractor as necessary to complete an air-distribution system, boiler and unfired pressure vessel systems, lift station equipment and piping, and all appurtenances, apparatus, or equipment used in connection therewith, and any duct cleaning and equipment sanitizing that requires at least a partial disassembling of the system; to install, maintain, repair, fabricate, alter, extend, or design, if not prohibited by law, piping, insulation of pipes, vessels and ducts, pressure and process piping, pneumatic control piping, gasoline tanks and pump installations and piping for same, standpipes, air piping, vacuum line piping, oxygen lines, nitrous oxide piping, ink and chemical lines, fuel transmission lines, liquefied petroleum gas lines within buildings, and natural gas fuel lines within buildings; to replace, disconnect, or reconnect power wiring on the load side of the dedicated existing electrical disconnect switch; to install, disconnect, and reconnect low voltage heating, ventilating, and air-conditioning control wiring; and to install a condensate drain from an air-

conditioning unit to an existing safe waste or other approved disposal other than a direct connection to a sanitary system. The scope of work for such contractor also includes any excavation work incidental thereto, but does not include any work such as potable water lines or connections thereto, sanitary sewer lines, swimming pool piping and filters, or electrical power wiring. *A mechanical contractor may test and evaluate central air-conditioning, refrigeration, heating, and ventilating systems, including duct work; however, a mandatory licensing requirement is not established for the performance of these specific services.*

(j) "Commercial pool/spa contractor" means a contractor whose scope of work involves, but is not limited to, the construction, repair, and servicing of any swimming pool, or hot tub or spa, whether public, private, or otherwise, regardless of use. The scope of work includes the installation, repair, or replacement of existing equipment, any cleaning or equipment sanitizing that requires at least a partial disassembling, excluding filter changes, and the installation of new pool/spa equipment, interior finishes, the installation of package pool heaters, the installation of all perimeter piping and filter piping, and the construction of equipment rooms or housing for pool/spa equipment, and also includes the scope of work of a swimming pool/spa servicing contractor. The scope of such work does not include direct connections to a sanitary sewer system or to potable water lines. The installation, construction, modification, or replacement of equipment permanently attached to and associated with the pool or spa for the purpose of water treatment or cleaning of the pool or spa requires licensure; however, the usage of such equipment for the purposes of water treatment or cleaning does not require licensure unless the usage involves construction, modification, or replacement of such equipment. Water treatment that does not require such equipment does not require a license. In addition, a license is not required for the cleaning of the pool or spa in a way that does not affect the structural integrity of the pool or spa or its associated equipment.

(k) "Residential pool/spa contractor" means a contractor whose scope of work involves, but is not limited to, the construction, repair, and servicing of a residential swimming pool, or hot tub or spa, regardless of use. The scope of work includes the installation, repair, or replacement of existing equipment, any cleaning or equipment sanitizing that requires at least a partial disassembling, excluding filter changes, and the installation of new pool/spa equipment, interior finishes, the installation of package pool heaters, the installation of all perimeter piping and filter piping, and the construction of equipment rooms or housing for pool/spa equipment, and also includes the scope of work of a swimming pool/spa servicing contractor. The scope of such work does not include direct connections to a sanitary sewer system or to potable water lines. The installation, construction, modification, or replacement of equipment permanently attached to and associated with the pool or spa for the purpose of water treatment or cleaning of the pool or spa requires licensure; however, the usage of such equipment for the purposes of water treatment or cleaning does not require licensure unless the usage involves construction, modification, or replacement of such equipment. Water treatment that does not require such equipment does not require a license. In addition, a license is not required for the cleaning of the pool or spa in a way that does not affect the structural integrity of the pool or spa or its associated equipment.

(l) "Swimming pool/spa servicing contractor" means a contractor whose scope of work involves, but is not limited to, the repair and servicing of a swimming pool, or hot tub or spa, whether public or private, or otherwise, regardless of use. The scope of work includes the repair or replacement of existing equipment, any cleaning or equipment sanitizing that requires at least a partial disassembling, excluding filter changes, and the installation of new pool/spa equipment, interior refinishing, the reinstallation or addition of pool heaters, the repair or replacement of all perimeter piping and filter piping, the repair of equipment rooms or housing for pool/spa equipment, and the substantial or complete draining of a swimming pool, or hot tub or spa, for the purpose of repair or renovation. The scope of such work does not include direct connections to a sanitary sewer system or to potable water lines. The installation, construction, modification, substantial or complete disassembly, or replacement of equipment permanently attached to and associated with the pool or spa for the purpose of water treatment or cleaning of the pool or spa requires licensure; however, the usage of such equipment for the purposes of water treatment or cleaning does not require licensure unless the usage involves construction, modification, substantial or complete disassembly, or replacement of such equipment. Water treatment that does not require such equipment does not require a license. In addition, a license is not required for the cleaning of the pool



or spa in a way that does not affect the structural integrity of the pool or spa or its associated equipment.

(m) “Plumbing contractor” means a contractor whose *services are unlimited in the plumbing trade and includes* contracting business ~~consists~~ of the execution of contracts requiring the experience, financial means, knowledge, and skill to install, maintain, repair, alter, extend, or, if not prohibited by law, design plumbing. A plumbing contractor may install, maintain, repair, alter, extend, or, if not prohibited by law, design the following without obtaining an additional local regulatory license, certificate, or registration: sanitary drainage or storm drainage facilities, *water and sewer plants and substations*; venting systems; public or private water supply systems; septic tanks; drainage and supply wells; swimming pool piping; irrigation systems, ~~and~~ ~~or~~ solar heating water systems and all appurtenances, apparatus, or equipment used in connection therewith, including boilers and pressure process piping and including the installation of water, natural gas, liquefied petroleum gas and related venting, and storm and sanitary sewer lines; ~~and water and sewer plants and substations~~. The scope of work of the plumbing contractor also includes the design, if not prohibited by law, and installation, maintenance, repair, alteration, or extension of air-piping, vacuum line piping, oxygen line piping, nitrous oxide piping, and all related medical gas systems; fire line standpipes and fire sprinklers if authorized by law; ink and chemical lines; fuel oil and gasoline piping and tank and pump installation, except bulk storage plants; and pneumatic control piping systems, all in a manner that complies with all plans, specifications, codes, laws, and regulations applicable. The scope of work of the plumbing contractor applies to private property and public property, including any excavation work incidental thereto, and includes the work of the specialty plumbing contractor. Such contractor shall subcontract, with a qualified contractor in the field concerned, all other work incidental to the work but which is specified as being the work of a trade other than that of a plumbing contractor. This definition does not limit the scope of work of any specialty contractor certified pursuant to s. 489.113(6), and does not require certification or registration under this part of any authorized employee of a public natural gas utility or of a private natural gas utility regulated by the Public Service Commission when disconnecting and reconnecting water lines in the servicing or replacement of an existing water heater. *A plumbing contractor may perform drain cleaning and clearing and install or repair rainwater catchment systems; however, a mandatory licensing requirement is not established for the performance of these specific services.*

And the title is amended as follows:

Delete line 47 and insert: definition of the terms “roofing contractor,” “Class A air-conditioning contractor,” “Class B air-conditioning contractor,” “mechanical contractor,” and “plumbing contractor”; removing

**Amendment 5 (354086) (with title amendment)**—Between lines 1050 and 1051 insert:

Section 11. Paragraph (e) of subsection (5) of section 553.5041, Florida Statutes, is amended to read:

553.5041 Parking spaces for persons who have disabilities.—

(5) Accessible perpendicular and diagonal accessible parking spaces and loading zones must be designed and located to conform to ss. 502 and 503 of the standards.

(e)1. The removal of architectural barriers from a parking facility in accordance with 28 C.F.R. s. 36.304 or with s. 553.508 must comply with this section unless compliance would cause the barrier removal not to be readily achievable. If compliance would cause the barrier removal not to be readily achievable, a facility may provide parking spaces at alternative locations for persons who have disabilities and provide appropriate signage directing such persons to the alternative parking if readily achievable. The facility may not reduce the required number or dimensions of those spaces or unreasonably increase the length of the accessible route from a parking space to the facility. The removal of an architectural barrier must not create a significant risk to the health or safety of a person who has a disability or to others.

2. A facility that is making alterations under s. 553.507(2)(b) must comply with this section to the maximum extent feasible. If compliance with parking location requirements is not feasible, the facility may

provide parking spaces at alternative locations for persons who have disabilities and provide appropriate signage directing such persons to alternative parking. The facility may not reduce the required number or dimensions of those spaces, or unnecessarily increase the length of the accessible route from a parking space to the facility. The alteration must not create a significant risk to the health or safety of a person who has a disability or to others.

And the title is amended as follows:

Delete line 63 and insert: unlicensed contractors; amending s. 553.5041, F.S.; correcting a cross-reference; amending s. 553.721, F.S.;

**Amendment 6 (653604) (with title amendment)**—Between lines 1163 and 1164 insert:

Section 13. Subsections (1) and (2) of section 553.79, Florida Statutes, are amended to read:

553.79 Permits; applications; issuance; inspections.—

(1) After the effective date of the Florida Building Code adopted as herein provided, it shall be unlawful for any person, firm, corporation, or governmental entity to construct, erect, alter, modify, repair, or demolish any building within this state without first obtaining a permit therefor from the appropriate enforcing agency or from such persons as may, by appropriate resolution or regulation of the authorized state or local enforcing agency, be delegated authority to issue such permits, upon the payment of such reasonable fees adopted by the enforcing agency. The enforcing agency is empowered to revoke any such permit upon a determination by the agency that the construction, erection, alteration, modification, repair, or demolition of the building for which the permit was issued is in violation of, or not in conformity with, the provisions of the Florida Building Code. *Whenever a permit required under this section is denied or revoked because the plan, or the construction, erection, alteration, modification, repair, or demolition of a building, is found by the local enforcing agency to be not in compliance with the Florida Building Code, the local enforcing agency shall identify the specific plan or project features that do not comply with the applicable codes, identify the specific code chapters and sections upon which the finding is based, and provide this information to the permit applicant.* Installation, replacement, removal, or metering of any load management control device is exempt from and shall not be subject to the permit process and fees otherwise required by this section.

(2) Except as provided in subsection (6), an enforcing agency may not issue any permit for construction, erection, alteration, modification, repair, or demolition of any building or structure until the local building code administrator or inspector has reviewed the plans and specifications required by the Florida Building Code, or local amendment thereto, for such proposal and found the plans to be in compliance with the Florida Building Code. *If the local building code administrator or inspector finds that the plans are not in compliance with the Florida Building Code, the local building code administrator or inspector shall identify the specific plan features that do not comply with the applicable codes, identify the specific code chapters and sections upon which the finding is based, and provide this information to the local enforcing agency. The local enforcing agency shall provide this information to the permit applicant.* In addition, an enforcing agency may not issue any permit for construction, erection, alteration, modification, repair, or demolition of any building until the appropriate firesafety inspector certified pursuant to s. 633.081 has reviewed the plans and specifications required by the Florida Building Code, or local amendment thereto, for such proposal and found that the plans comply with the Florida Fire Prevention Code and the Life Safety Code. Any building or structure which is not subject to a firesafety code shall not be required to have its plans reviewed by the firesafety inspector. Any building or structure that is exempt from the local building permit process may not be required to have its plans reviewed by the local building code administrator. Industrial construction on sites where design, construction, and firesafety are supervised by appropriate design and inspection professionals and which contain adequate in-house fire departments and rescue squads is exempt, subject to local government option, from review of plans and inspections, providing owners certify that applicable codes and standards have been met and supply appropriate approved drawings to local building and firesafety inspectors. The enforcing agency shall issue a permit to construct, erect, alter, modify, repair, or demolish any building or structure when the plans and specifications for such proposal comply



with the provisions of the Florida Building Code and the Florida Fire Prevention Code and the Life Safety Code as determined by the local authority in accordance with this chapter and chapter 633.

And the title is amended as follows:

Delete line 69 and insert: hunting from the Florida Building Code; amending s. 553.79, F.S.; requiring that a building code enforcing agency, administrator, and inspector provide certain information to a permit applicant upon a finding of noncompliance with the Florida Building Code; amending s.

**Amendment 7 (543126)**—Delete lines 1211-1218 and insert:

2. For purposes of implementing a “United States Department of Energy SunShot Initiative: Rooftop Solar Challenge” grant and the participation of county and municipal governments, including local permitting agencies under the jurisdiction of such county and municipal governments, an owner or contractor shall not be required to personally appear and provide a notarized signature when filing a building permit application, if such building permit application will be electronically submitted to the permitting authority, the application relates to a solar project, and the owner or contractor certifies the application, consistent with this paragraph, using the permitting authority’s electronic confirmation system. For purposes of this subsection, a “solar project” means installing, uninstalling, or replacing solar panels on single-family residential property, multi-family residential property, or commercial property.

**Amendment 8 (214616)**—Delete lines 1268-1275 and insert:

(3) The Florida Building Commission shall appoint the workgroup no later than 15 days after the effective date of this act to draft a proposed rule. Rulemaking must be initiated pursuant to chapter 120, Florida Statutes, as soon as practicable after appointment of the workgroup. The commission shall file a notice of proposed rule by October 1, 2012. The Florida Building Code Commission shall file the rule for adoption by January 2, 2013, unless the commission files a letter on or before that date with the Joint Administrative Procedures Committee explaining the reasons for not completing rulemaking. Upon final adoption of the rule, the Florida Building Commission shall incorporate these requirements into the next version of the Florida Building Code. This section expires upon adoption of the rule and its inclusion in the Florida Building Code.

**Amendment 9 (655408) (with title amendment)**—Delete line 1276 and insert:

Section 17. Except as otherwise expressly provided in this act and except for this section, which shall take effect upon this act becoming a law, this act shall take effect July 1, 2012.

And the title is amended as follows:

Delete line 93 and insert: provision; providing effective dates.

## MOTION

On motion by Senator Bennett, by the required two-thirds vote, consideration of the following amendment was allowed:

Senator Bennett moved the following amendment which was adopted:

**Amendment 10 (502288) (with title amendment)**—Delete lines 1010-1050.

And the title is amended as follows:

Delete lines 60-63 and insert: comply with the requirements under state law; amending s. 553.721, F.S.;

## THE PRESIDENT PRESIDING

Senator Bennett moved the following amendment which was adopted:

**Amendment 11 (206788) (with title amendment)**—Between lines 1009 and 1010 insert:

Section 9. Effective upon this act becoming a law, subsection (2) of section 489.113, Florida Statutes, is amended to read:

489.113 Qualifications for practice; restrictions.—

(2) A ~~No person must be who is not~~ person who is not certified or registered in order to ~~shall~~ engage in the business of contracting in this state. However, for purposes of complying with the provisions of this chapter, a ~~sub-contractor person~~ person who is not certified or registered may perform construction work under the supervision of a person who is certified or registered, provided that the work is within the scope of the ~~supervising contractor’s supervisor’s~~ license, the supervising contractor is responsible for the work, and ~~provided that the subcontractor person~~ being supervised is not engaged in construction work that ~~which~~ would require a license as a contractor under any of the categories listed in s. 489.105(3)(d)-(o). This subsection does not affect the application of any local construction licensing ordinances. To enforce this subsection:

(a) The department shall issue a cease and desist order to prohibit any person from engaging in the business of contracting who does not hold the required certification or registration for the work being performed under this part. For the purpose of enforcing a cease and desist order, the department may file a proceeding in the name of the state seeking issuance of an injunction or a writ of mandamus against any person who violates any provision of such order.

(b) A county, municipality, or local licensing board created by special act may issue a cease and desist order to prohibit any person from engaging in the business of contracting who does not hold the required certification or registration for the work being performed under this part.

And the title is amended as follows:

Delete line 60 and insert: comply with the requirements under state law; amending s. 489.113, F.S.; clarifying that subcontractors may perform construction work under the supervision of a person who is certified or registered; amending

Pursuant to Rule 4.19, **CS for CS for SB 704** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

## MOTIONS

On motion by Senator Thrasher, by two-thirds vote all bills remaining on the Special Order Calendar except **SM 1742** and **CS for SB 954** were placed on the Special Order Calendar for Friday, March 2.

## SPECIAL RECOGNITION OF SENATOR DOCKERY

A video tribute was played honoring Senator Dockery. Senator Dockery was recognized for farewell remarks. Several Senators were also recognized for farewell comments.

## SENATOR JONES PRESIDING

## THE PRESIDENT PRESIDING

## SPECIAL RECOGNITION OF SENATOR RICH

A video tribute was played honoring Senator Rich. Senator Rich was recognized for farewell remarks. Several Senators were also recognized for farewell comments.

## SENATOR BENNETT PRESIDING

## MOTION

On motion by Senator Thrasher, the rules were waived and time of recess was extended until completion of Senator recognitions and motions.

## SPECIAL RECOGNITION

Senator Bennett recognized the Senate Information Technology service staff for winning the NCSL Online Democracy Award for 2011 for the redesign of the Senate webpage.

## MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Thrasher, by two-thirds vote **CS for CS for SB 320, SB 1092, CS for CS for SB 1316, SB 1570, and CS for SB 1580** were withdrawn from the Committee on Budget.

## REPORTS OF COMMITTEES

Pursuant to Rule 4.17(1), the Special Order Calendar Group submits the following bills to be placed on the Special Order Calendar for Thursday, March 1, 2012: CS for CS for SB 182, CS for SB 514, CS for SB 198, SB 266, CS for CS for SB 332, CS for SB 396, CS for CS for CS for SB 502, SB 538, CS for SB 498, SB 388, CS for CS for SB 582, SB 632, SB 678, CS for CS for CS for SB 682, CS for CS for SB 704, CS for SB 832, CS for SB 906, SB 988, SB 998, SB 1040, SB 1084, SB 1090, CS for SB 1596, SM 1742.

Respectfully submitted,  
*John Thrasher, Chair*

The Committee on Budget Subcommittee on Criminal and Civil Justice Appropriations recommends the following pass: CS for SB 210; CS for SB 462; CS for CS for SB 1166; SB 1268; SB 1360; CS for SB 1580

The Committee on Budget Subcommittee on Education Pre-K - 12 Appropriations recommends the following pass: CS for SB 1718 with 1 amendment

The Committee on Budget Subcommittee on Transportation, Tourism, and Economic Development Appropriations recommends the following pass: CS for CS for SB 222

**The bills contained in the foregoing reports were referred to the Committee on Budget under the original reference.**

The Committee on Budget recommends the following pass: SB 1470

**The bill was placed on the Calendar.**

The Committee on Budget Subcommittee on Criminal and Civil Justice Appropriations recommends a committee substitute for the following: CS for CS for SB 834

The Committee on Budget Subcommittee on Education Pre-K - 12 Appropriations recommends committee substitutes for the following: CS for SB 1368; CS for SB 1402; CS for SB 1610

The Committee on Budget Subcommittee on General Government Appropriations recommends committee substitutes for the following: CS for CS for SB 602; SB 624; SB 626; CS for CS for SB 716; CS for SB 738; CS for SB 762; CS for SB 802; CS for CS for SB 888; CS for CS for SB 956; SB 1120; CS for SB 1146; CS for CS for SB 1178; CS for SB 1252; CS for CS for SB 1254; CS for SB 1262; CS for SB 1358; CS for SB 1408; CS for SB 1428; CS for CS for SB 1568; CS for SB 1586; CS for SB 1620

The Committee on Budget Subcommittee on Health and Human Services Appropriations recommends a committee substitute for the following: CS for SB 1884

The Committee on Budget Subcommittee on Higher Education Appropriations recommends committee substitutes for the following: CS for SB 492; SB 1218; CS for SB 1366; CS for SB 1752

The Committee on Budget Subcommittee on Transportation, Tourism, and Economic Development Appropriations recommends committee substitutes for the following: CS for CS for SB 842; CS for SB 868; CS for SB 1180; CS for SB 1238; SB 1242; CS for SB 1298; CS for SB 1398; CS for SB 1416; CS for SB 1464

**The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Budget under the original reference.**

## INTRODUCTION AND REFERENCE OF BILLS

### FIRST READING

By Senator Altman—

**SB 972**—A bill to be entitled An act relating to the Sebastian Inlet Tax District, Brevard and Indian River Counties; amending chapter 2003-373, Laws of Florida; requiring the members of the district's board of commissioners to be elected by a plurality of the qualified electors of the district; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

By Senators Joyner and Storms—

**SB 974**—A bill to be entitled An act relating to Hillsborough County; amending chapter 2004-466, Laws of Florida; authorizing purchases of goods and services by the county and other public bodies operating in the county under bids submitted to tax-exempt organizations under the provisions of section 501(c)(3) of the Internal Revenue Code which are organized exclusively to assist governmental entities in serving and representing citizens; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

By Senator Joyner—

**SB 976**—A bill to be entitled An act relating to the City Pension Fund for Firefighters and Police Officers in the City of Tampa, Hillsborough County; authorizing the City of Tampa to enter into a supplemental contract with certain firefighters and police officers to increase the amount of pension received by a widow or widower or child or children should a member lose his or her life or later die from injuries or causes occurring while in the discharge of duties; allowing a joint annuitant who is also a lawfully wedded spouse to be eligible for a 13th check; confirming in part the City of Tampa Firefighters and Police Officers Pension Contract; providing for severability; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

**Senate Bills 978-1032**—Previously referenced.

By Senator Dean—

**SB 1034**—A bill to be entitled An act relating to Citrus County; amending chapter 84-409, Laws of Florida, as amended; revising criteria for special alcoholic beverage licenses for restaurants within the county; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

**Senate Bills 1036-1138**—Previously referenced.

**SR 1140**—Not referenced.

**Senate Bills 1142-1158**—Previously referenced.

**SB 1160**—Withdrawn prior to introduction.

**Senate Bills 1162-1192**—Previously referenced.

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**SR 1194**—Not referenced.

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**Senate Bills 1196-1208**—Previously referenced.

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**SR 1210**—Not referenced.

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**Senate Bills 1212-1244**—Previously referenced.

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**SB 1246**—Withdrawn prior to introduction.

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**Senate Bills 1248-1258**—Previously referenced.

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**SR 1260**—Not referenced.

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**SB 1262**—Previously referenced.

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By Senator Dockery—

**SB 1264**—A bill to be entitled An act relating to the City of Lakeland, Polk County; amending the Charter of the City of Lakeland; clarifying residency, election, and term requirements for city commissioners; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

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**Senate Bills 1266-1294**—Previously referenced.

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**SR 1296**—Not referenced.

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**Senate Bills 1298-1324**—Previously referenced.

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**SR 1326**—Not referenced.

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**Senate Bills 1328-1342**—Previously referenced.

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**SR 1344**—Not referenced.

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**Senate Bills 1346-1394**—Previously referenced.

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**SR 1396**—Not referenced.

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**Senate Bills 1398-1734**—Previously referenced.

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**SR 1736**—Not referenced.

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**Senate Bills 1738-1788**—Previously referenced.

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**SB 1790**—Withdrawn prior to introduction.

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**Senate Bills 1792-1880**—Previously referenced.

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By Senator Fasano—

**SB 1882**—A bill to be entitled An act relating to the Pasco County Housing Authority, Pasco County; providing for the appointment of commissioners of the Pasco County Housing Authority by the Board of County Commissioners of Pasco County; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

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**Senate Bills 1884-1890**—Previously referenced.

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By Senator Fasano—

**SB 1892**—A bill to be entitled An act relating to the East Lake Tarpon Community, Pinellas County; providing requirements for the municipal annexation of the East Lake Tarpon Community; requiring a referendum of the electors within the community before such annexation; providing exceptions; describing the community boundaries; providing for expiration; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

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**SB 1894**—Withdrawn prior to introduction.

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**SR 1896**—Not referenced.

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**SB 1898**—Previously referenced.

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**Senate Bills 1900-1956**—Not used.

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**Senate Bills 1958-2010**—Not referenced.

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**Senate Bills 2012-2014**—Previously referenced.

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By Senator Dockery—

**SB 2016**—A bill to be entitled An act relating to the North Lake County Hospital District, Lake County; codifying special laws relating to the district; providing legislative intent; amending, codifying, reenacting, and repealing chapters 2002-348 and 2004-460, Laws of Florida, relating to the district; re-creating the district and re-creating and reenacting the charter; providing definitions; providing a public purpose; prohibiting a person from seeking election to the board of trustees if the person has previously served on the board of directors of certain entities within a specified time; requiring publication of the annual meeting notice on a publicly accessible website; providing general powers of the district, including the power to levy an ad valorem tax not to exceed a specified millage; establishing permitted uses of tax funds; providing restrictions on the district board's activities; prescribing requirements of the board for fiscal responsibility, transparency, and accountability; providing financial disclosure requirements and reporting, notice, and public meeting provisions for the board; providing for sovereign immunity; providing for expiration of the district at a specified time without further legislative action and permitting continuation of the district by referendum at the end of 10-year intervals; providing for a referendum; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

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**BILLS RECALLED FROM SUBCOMMITTEE**

March 1, 2012

Pursuant to Senate Rule 4.6(4), the following which was referred to the Budget Subcommittee on Criminal and Civil Justice Appropriations has been recalled to this standing committee: SB 522.

*Senator JD Alexander, Chair*  
Committee on Budget

March 1, 2012

Pursuant to Senate Rule 4.6(4), the following which was referred to the Budget Subcommittee on Education Pre-K - 12 Appropriations has been recalled to this standing committee: CS for SB 1314.

*Senator JD Alexander, Chair*  
Committee on Budget

March 1, 2012

Pursuant to Senate Rule 4.6(4), the following which was referred to the Budget Subcommittee on General Government Appropriations has been recalled to this standing committee: CS for CS for SB 1626.

*Senator JD Alexander, Chair*  
Committee on Budget

**COMMITTEE SUBSTITUTES****FIRST READING**

By the Committees on Budget Subcommittee on Higher Education Appropriations; and Higher Education; and Senator Braynon—

**CS for CS for SB 492**—A bill to be entitled An act relating to education; repealing s. 1001.435, F.S., relating to a K-12 foreign language curriculum plan; repealing s. 1002.375, F.S., relating to a pilot project that allows school districts to award alternative credit for high school courses; repealing s. 1002.65, F.S., relating to aspirational goals for the professional credentials of prekindergarten instructors; repealing s. 1003.4285(1), F.S., relating to a standard high school diploma designation that indicates a student's major area of interest; repealing s. 1003.496, F.S., relating to the High School to Business Career Enhancement Program; repealing s. 1004.05, F.S., relating to the development by state universities and Florida College System institutions of substance abuse training programs; repealing s. 1004.62, F.S., relating to incentives for urban or socially and economically disadvantaged area internships; repealing s. 1006.02, F.S., relating to the provision of information to students and parents regarding the school-to-work transition; repealing s. 1006.025, F.S., relating to the preparation and submission of a school district guidance report by district school boards; repealing s. 1006.035, F.S., relating to a dropout reentry and mentor project; repealing s. 1006.051, F.S., relating to the Sunshine Workforce Solutions Grant Program; repealing s. 1006.141, F.S., relating to authorization for the Department of Education to contract with the Florida Sheriffs Association to operate a statewide school safety hotline; repealing s. 1006.17, F.S., relating to school district or Florida College System institution sponsorship of athletic activities or sports similar to sports for which public postsecondary educational institutions offer scholarships; repealing s. 1006.70, F.S., relating to school district or Florida College System institution sponsorship of athletic activities or sports similar to sports for which public postsecondary educational institutions offer scholarships; repealing s. 1007.21, F.S., relating to student readiness for postsecondary education and the workplace; repealing s. 1007.272, F.S., relating to authorization for school districts, Florida College System institutions, and state universities to conduct advanced placement instruction within dual enrollment courses; repealing s. 1007.33(6), F.S., relating to authorization for certain Florida College System institutions to obtain an exemption from required State Board of Education approval for baccalaureate degree programs if eligibility requirements are met; amending s. 1011.61, F.S.; conforming provisions to

changes made by the act; repealing s. 1012.58, F.S., relating to the Transition to Teaching Program; providing an effective date.

By the Committees on Budget Subcommittee on General Government Appropriations; Transportation; and Community Affairs; and Senator Storms—

**CS for CS for CS for SB 602**—A bill to be entitled An act relating to stormwater management permits; amending s. 218.075, F.S.; allowing an entity created by special act, local ordinance, or interlocal agreement of a county or municipality to receive certain reduced or waived permit processing fees; amending s. 373.118, F.S.; requiring that the Department of Environmental Protection initiate rulemaking to adopt a general permit for stormwater management systems serving airside activities at airports; providing for statewide application of the general permit; providing for any water management district or delegated local government to administer the general permit; providing that the rules are not subject to any special rulemaking requirements relating to small business; creating s. 373.4131, F.S.; authorizing certain municipalities and counties to adopt stormwater adaptive management plans and obtain conceptual permits for urban redevelopment projects; providing requirements for establishment of such permits by water management districts in consultation with the Department of Environmental Protection; providing that certain urban redevelopment projects qualify for a noticed general permit; providing that provisions may not conflict with existing federally delegated pollution reduction programs; requiring a challenge to a consolidated environmental resource permit or associated variance or any sovereign submerged lands authorization proposed or issued by the Department of Environmental Protection in connection with specified deepwater ports to be conducted pursuant to specified summary hearing provisions and within a certain timeframe; providing that the administrative law judge's decision is a recommended order and does not constitute final agency action of the department; requiring the department to issue the final order within a certain timeframe; providing applicability; providing effective dates.

By the Committee on Budget Subcommittee on General Government Appropriations; and Senator Richter—

**CS for SB 624**—A bill to be entitled An act relating to trust funds; creating s. 403.7451, F.S.; creating the Household Pharmaceuticals Collection and Disposal Trust Fund within the Department of Environmental Protection; providing for sources of funds and purposes; providing for annual carryforward of funds; providing for the future review and termination or re-creation of the trust fund; providing a contingent effective date.

By the Committee on Budget Subcommittee on General Government Appropriations; and Senator Richter—

**CS for SB 626**—A bill to be entitled An act relating to the collection and disposal of household pharmaceuticals; creating s. 403.745, F.S.; requiring the Department of Environmental Protection to establish a grant program to reimburse local law enforcement agencies for the expenses associated with the collection and disposal of household pharmaceuticals; providing eligibility requirements; creating s. 938.16, F.S.; requiring that the court impose an additional surcharge for specified offenses; providing for the proceeds of the surcharge to be remitted to the Department of Revenue for deposit into the Household Pharmaceuticals Collection and Disposal Trust Fund; providing for the clerk of the court to retain a service charge; providing an effective date.

By the Committees on Budget Subcommittee on General Government Appropriations; Environmental Preservation and Conservation; and Community Affairs; and Senators Bennett and Evers—

**CS for CS for CS for SB 716**—A bill to be entitled An act relating to environmental regulation; amending s. 125.022, F.S.; prohibiting a county from requiring an applicant to obtain a permit or approval from any state or federal agency as a condition of processing a development permit under certain conditions; authorizing a county to attach certain disclaimers to the issuance of a development permit; amending s. 161.041, F.S.; providing conditions under which the Department of Environmental Protection is authorized to issue such permits in advance of

the issuance of incidental take authorizations as provided under the Endangered Species Act; amending s. 166.033, F.S.; prohibiting a municipality from requiring an applicant to obtain a permit or approval from any state or federal agency as a condition of processing a development permit under certain conditions; authorizing a municipality to attach certain disclaimers to the issuance of a development permit; amending s. 218.075, F.S.; providing for the reduction or waiver of permit processing fees relating to projects that serve a public purpose for certain entities created by special act, local ordinance, or interlocal agreement; amending s. 373.026, F.S.; requiring the department to expand its use of Internet-based self-certification services for exemptions and permits issued by the department and water management districts; amending s. 373.326, F.S.; exempting certain underground injection control wells from permitting requirements under part III of ch. 373, F.S., relating to regulation of wells; providing a requirement for the construction of such wells; amending s. 373.4141, F.S.; reducing the time within which a permit must be approved, denied, or subject to notice of proposed agency action; prohibiting a state agency or an agency of the state from requiring additional permits or approval from a local, state, or federal agency without explicit authority; amending s. 373.4144, F.S.; providing legislative intent with respect to the coordination of regulatory duties among specified state and federal agencies; encouraging expanded use of the state programmatic general permit or regional general permits; providing for a voluntary state programmatic general permit for certain dredge and fill activities; amending s. 376.3071, F.S.; increasing the priority ranking score for participation in the low-scored site initiative; exempting program deductibles, copayments, and certain assessment report requirements from expenditures under the low-scored site initiative; amending s. 376.30715, F.S.; providing that the transfer of a contaminated site from an owner to a child of the owner or corporate entity does not disqualify the site from the innocent victim petroleum storage system restoration financial assistance program; authorizing certain applicants to reapply for financial assistance; amending s. 380.0657, F.S.; authorizing expedited permitting for certain inland multimodal facilities that individually or collectively will create a minimum number of jobs; amending s. 403.061, F.S.; authorizing zones of discharges to groundwater for specified installations; providing for modification of such zones of discharge; providing that exceedance of certain groundwater standards does not create liability for site cleanup; providing that exceedance of soil cleanup target levels is not a basis for enforcement or cleanup; amending s. 403.087, F.S.; revising conditions under which the department is authorized to revoke permits for sources of air and water pollution; amending s. 403.1838, F.S.; revising the definition of the term “financially disadvantaged small community” for the purposes of the Small Community Sewer Construction Assistance Act; amending s. 403.7045, F.S.; providing conditions under which sludge from an industrial waste treatment works is not solid waste; amending s. 403.706, F.S.; reducing the amount of recycled materials certain counties are required to apply toward state recycling goals; providing that certain renewable energy byproducts count toward state recycling goals; amending s. 403.707, F.S.; providing for waste-to-energy facilities to maximize acceptance and processing of nonhazardous solid and liquid waste; exempting the disposal of solid waste monitored by certain groundwater monitoring plans from specific authorization; specifying a permit term for solid waste management facilities designed with leachate control systems that meet department requirements; requiring permit fees to be adjusted; providing applicability; specifying a permit term for solid waste management facilities that do not have leachate control systems meeting department requirements under certain conditions; authorizing the department to adopt rules; providing that the department is not required to submit the rules to the Environmental Regulation Commission for approval; requiring permit fee caps to be prorated; amending s. 403.7125, F.S.; requiring the department to require by rule that owners or operators of solid waste management facilities receiving waste after October 9, 1993, provide financial assurance for the cost of completing certain corrective actions; amending s. 403.814, F.S.; providing for issuance of general permits for the construction, alteration, and maintenance of certain surface water management systems without the action of the department or a water management district; specifying conditions for the general permits; amending s. 403.853, F.S.; providing for the department, or a local county health department designated by the department, to perform sanitary surveys for certain transient noncommunity water systems; amending s. 403.973, F.S.; authorizing expedited permitting for certain commercial or industrial development projects that individually or collectively will create a minimum number of jobs; providing for a project-specific memorandum of agreement to apply to a project subject to expedited

permitting; clarifying the authority of the department to enter final orders for the issuance of certain licenses; revising criteria for the review of certain sites; amending s. 526.203, F.S.; revising the definitions of the terms “blended gasoline” and “unblended gasoline”; defining the term “alternative fuel”; authorizing the sale of unblended fuels for certain uses; providing that holders of valid permits or other authorizations are not required to make payments to authorizing agencies for use of certain extensions granted under chapter 2011-139, Laws of Florida, or the act; providing for retroactive application; providing that certain building permits or permits issued by the Department of Environmental Protection or by a water management district are extended and renewed for a specified period; requiring written notification by the holder of an eligible permit; providing exceptions; providing an effective date.

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By the Committees on Budget Subcommittee on General Government Appropriations; and Environmental Preservation and Conservation; and Senator Altman—

**CS for CS for SB 738**—A bill to be entitled An act relating to solid waste management facilities; amending s. 403.707, F.S.; specifying a permit term for a solid waste management facility that is designed with a leachate control system meeting the requirements of the Department of Environmental Protection; requiring that existing permit fees be adjusted to the permit term; providing applicability; specifying a permit term for a solid waste management facility that does not have a leachate control system meeting the requirements of the department under certain conditions; authorizing the department to adopt rules; providing that the department is not required to submit the rules to the Environmental Regulation Commission for approval; requiring that permit fee caps for solid waste management facilities be prorated to reflect the extended permit term; amending s. 403.709, F.S.; creating a solid waste landfill closure account within the Solid Waste Management Trust Fund to fund the closing and long-term care of solid waste facilities under certain circumstances; requiring that the department deposit funds that are reimbursed into the solid waste landfill closure account; amending s. 403.7125, F.S.; requiring that the department require by rule that the owner or operator of a solid waste management facility receiving waste after a specified date provide financial assurance for the cost of completing corrective action for violations of water quality standards; providing an appropriation; providing effective dates.

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By the Committees on Budget Subcommittee on General Government Appropriations; and Criminal Justice; and Senator Hays—

**CS for CS for SB 762**—A bill to be entitled An act relating to reducing and streamlining regulations; amending s. 373.461, F.S.; requiring certain appraisers to follow specific standards of professional practice in appraisals involving the restoration of the Lake Apopka Basin; amending s. 455.213, F.S.; waiving initial licensing, application, and unlicensed activity fees for certain military veterans; amending ss. 455.271, 468.4338, 468.8317, 468.8417, 475.615, 475.617, 475.6175, 477.0212, 481.209, 481.211, 481.213, 481.217, 481.315, 489.116, and 489.519, F.S.; revising certain licensure requirements and continuing education requirements for reactivating a license, certificate, or registration to practice certain professions and occupations regulated by the Department of Business and Professional Regulation or a board or council within the department, including community association management, employee leasing, home inspection, mold-related services, real estate appraisal, cosmetology, architecture and interior design, landscape architecture, construction contracting, and electrical and alarm system contracting; creating s. 468.439, F.S.; providing that a claim of lien may be filed on behalf of a community association to secure the expenses incurred in collecting a delinquent account rendered by a community association manager or management firm on behalf of a community association; requiring that the expenses for the collection services be reasonably related to the collection activities; amending s. 469.002, F.S.; providing an exemption from licensure as an asbestos consultant or contractor for activities involving pipe or conduit used for gas service; amending s. 474.202, F.S.; revising the definition of the term “limited-service veterinary medical practice”; repealing s. 475.42(1)(e), F.S., relating to violations and penalties applicable to real estate brokers and sales associates; amending ss. 468.391, 475.25, 475.624, and 475.6245, F.S., relating to auctioneering and to real estate brokering and appraisal; revising provisions with respect to certain penalties; revising grounds for discipline to which penalties apply; repealing s. 475.626(1)(b)

and (c), F.S., relating to violations and penalties applicable to real property appraisers; amending s. 475.628, F.S.; requiring the Florida Real Estate Appraisal Board to adopt rules establishing professional practice standards; amending s. 468.841, F.S.; exempting landscape architects from complying with provisions related to mold assessment; amending s. 475.611, F.S.; revising the definitions of the terms “appraisal management company” and “appraisal management services”; defining the term “subsidiary”; amending s. 475.6171, F.S.; revising requirements for the issuance of registration or certification upon receipt of proper documentation; amending s. 475.6235, F.S.; prohibiting a person from offering to engage in appraisal management services under certain circumstances; revising provisions relating to the application for registration of an appraisal management company; providing exemptions from registration requirements; repealing s. 476.194(1)(b), F.S., relating to prohibited acts by persons engaged in the practice of barbering; repealing s. 477.0265(1)(c), F.S., relating to prohibited acts by persons engaged in the practice of cosmetology; amending s. 475.451, F.S.; authorizing distance learning courses as an acceptable alternative to classroom instruction for renewal of a real estate instructor permit; providing that distance learning courses are under the discretion of the school offering the real estate course; requiring distance learning courses to adhere to certain requirements; amending s. 499.003, F.S.; revising the definitions of the terms “distribute” or “distribution,” “drug,” “establishment,” and “prescription drug”; amending s. 499.01, F.S.; deleting provisions relating to an exemption from nonresident prescription drug manufacturer permit requirements; deleting provisions relating to an exemption from out-of-state prescription drug wholesale distributor permit requirements for intracompany sale or transfer of prescription drugs; providing an exemption from permit requirements for the distribution into this state of prescription drug active pharmaceutical ingredients for incorporation into prescription drugs in finished dosage form; requiring a distributor claiming such exemption to maintain a valid license, permit, or registration in the state from which the prescription drug was distributed; requiring compliance with certain recordkeeping requirements; exempting compliance with pedigree paper requirements; providing an exemption from permit requirements for distribution into this state of limited quantities of a prescription drug that has not been repackaged, for research and development or to a holder of a letter of exemption issued by the Department of Business and Professional Regulation for research, teaching, or testing; granting the department authority to define “limited quantities” by rule and limit therein the number of transactions and amount of prescription drugs distributed into the state; requiring a distributor claiming such exemption to maintain a valid license, permit, or registration in the state from which the prescription drug was distributed; requiring all purchasers and recipients of such prescription drugs to ensure the products are not resold or used on humans except in lawful clinical trials and biostudies; requiring compliance with certain recordkeeping requirements; exempting compliance from pedigree paper requirements; providing labeling requirements for active pharmaceutical ingredients distributed within the state for teaching, testing, research, and development; exempting from out-of-state prescription drug wholesale distributor permit requirements intracompany transactions or the sale of prescription drugs from an out-of-state distributor to a distributor in this state if both distributors conduct wholesale distributions under the same business name; requiring compliance with recordkeeping and pedigree paper requirements; allowing distributors and recipients of prescription drugs claiming exemption from certain permitting requirements to maintain on file their FDA registration number, resident state distributor license or permit number, and most recent resident state or FDA inspection report; providing that persons claiming such exemptions are subject to part I of ch. 499, F.S., the Florida Drug and Cosmetic Act; requiring persons claiming such exemptions to make all records regarding prescription drug distribution available to the department, upon request, within 48 hours; requiring submission of a report of mishandled or adulterated prescription drugs within 14 days after receipt of such drugs; authorizing the department to adopt rules; providing that failure to comply with requirements or rules governing such exemptions constitutes unlawful purchase or receipt of a prescription drug from a person not authorized to distribute prescription drugs to that purchaser or recipient; providing that knowing failure to comply with such requirements constitutes unlawful sale, distribution, purchase, trade, holding, or offering of a drug; providing penalties; providing construction with respect to federal and state laws relating to controlled substances; providing an effective date.

By the Committees on Budget Subcommittee on General Government Appropriations; Judiciary; and Environmental Preservation and Conservation—

**CS for CS for SB 802**—A bill to be entitled An act relating to premises liability; amending s. 375.251, F.S.; providing that an owner or lessee who makes an area available to another person for hunting, fishing, or wildlife viewing is entitled to certain limitations on liability if notice is provided to a person upon entry to the area or is posted conspicuously on the area; providing that an owner of an area who enters into a written agreement with the state for the area to be used for outdoor recreational purposes is entitled to certain limitations on liability; deleting a requirement that the area be leased to the state in order for the limitations on liability to apply; defining the term “area”; making technical and grammatical changes; providing an effective date.

By the Committees on Budget Subcommittee on Criminal and Civil Justice Appropriations; Criminal Justice; Education Pre-K - 12; and Education Pre-K - 12—

**CS for CS for SB 834**—A bill to be entitled An act relating to juvenile justice education and workforce programs; amending s. 985.03, F.S.; providing a definition for the term “juvenile justice education programs” for purposes of the act; amending s. 985.46, F.S.; requiring that each juvenile committed to a juvenile justice commitment program have a transition plan upon release; requiring that the transition plan include an education transition plan component and information regarding delinquency treatment and intervention services that are accessible upon exiting the program; amending s. 985.618, F.S.; providing legislative intent regarding juvenile justice education and workforce-related programs; requiring that the Department of Juvenile Justice, in collaboration with the Department of Education, annually verify that each juvenile justice education program meets specified minimum standards; requiring that the department collaborate with certain entities to adopt rules; amending s. 985.632, F.S.; conforming provisions to changes made by the act; requiring that the Department of Education rather than the Department of Juvenile Justice ensure that there is accurate cost accounting for certain education programs; requiring that the Department of Education submit annual cost data to the Department of Juvenile Justice; requiring that the effectiveness of juvenile justice education programs be determined by implementing systematic data collection, data analysis, and evaluations; requiring that the programs be evaluated based on student performance outcomes; requiring that the Department of Juvenile Justice, in collaboration with the Department of Education and in consultation with other entities, prepare and submit an annual report to the Governor and the Legislature by a specified date; amending s. 985.721, F.S.; conforming a cross-reference; amending s. 1001.42, F.S.; conforming provisions to changes made by the act; conforming a cross-reference; amending ss. 1002.20 and 1002.45, F.S.; conforming cross-references; amending s. 1003.01, F.S.; revising the term “juvenile justice education programs or schools” to conform to changes made by the act; creating s. 1003.515, F.S.; providing a short title; providing a legislative finding; providing purposes of the Florida Juvenile Justice Education Act; providing a definition for the term “juvenile justice education programs”; providing responsibilities for school districts and private providers contracted by school districts to offer education services to youth in juvenile justice education programs; requiring that each juvenile justice residential and nonresidential program involve the regional workforce board or economic development agency and local postsecondary institutions to determine the occupational areas for the education and workforce-related program; providing requirements for education and workforce-related services in juvenile justice programs; providing responsibilities for the Department of Education; requiring that the department identify each juvenile justice residential and nonresidential education program, excluding detention programs, by performance ratings; providing criteria for determining performance ratings; requiring that the department make available a common student pre- and post-assessment to measure the academic progress in reading and mathematics of youth in juvenile justice education programs; requiring that juvenile justice residential and nonresidential education programs, excluding detention centers, be held accountable for student performance outcomes for a specified period after youth are released from the programs; providing for program accountability; requiring that the department monitor the education performance of youth, prohibit certain school district or private providers, under specified circumstances, from delivering education services, and

verify that a school district is operating or contracting to deliver education services; providing for a school district's responsibilities; requiring that a youth who exits the program attain an industry certification or occupational completion points, enroll in a program to complete the industry certification, be gainfully employed, or enroll in and continue his or her education based on a transition plan; requiring that an education transition plan component be incorporated in a youth's transition plan; requiring that each juvenile justice education program develop the education transition plan component during the course of the youth's stay in a juvenile justice residential or nonresidential program; prohibiting a district school board from being charged rent, maintenance, utilities, or overhead on facilities; requiring that the Department of Juvenile Justice provide maintenance, repairs, and remodeling of existing facilities; requiring that the State Board of Education collaborate with the Department of Juvenile Justice, the Department of Economic Opportunity, school districts, and private providers to adopt rules; amending s. 1003.52, F.S.; deleting provisions relating to educational services in Department of Juvenile Justice programs to conform to changes made by the act; amending s. 1009.25, F.S.; providing an exemption from the payment of postsecondary education fees and tuition for certain youth who are ordered by a court to participate in a juvenile justice residential program; amending s. 1010.20, F.S.; revising provisions relating to expenditure requirements for juvenile justice programs; amending s. 1011.62, F.S.; extending dates relating to the funding of students who are enrolled in juvenile justice education programs or in education programs for juveniles placed in secure facilities; conforming a cross-reference; providing an effective date.

By the Committees on Budget Subcommittee on Transportation, Tourism, and Economic Development Appropriations; Commerce and Tourism; and Community Affairs; and Senator Bennett—

**CS for CS for CS for SB 842**—A bill to be entitled An act relating to growth management; amending s. 163.3167, F.S.; authorizing a local government to retain certain charter provisions that were in effect as of a specified date and that relate to an initiative or referendum process; amending s. 163.3174, F.S.; requiring a local land planning agency to periodically evaluate and appraise a comprehensive plan; amending s. 163.3175, F.S.; revising provisions related to growth management; requiring comments by military installations to be considered by local governments in a manner consistent with s. 163.3184, F.S.; specifying comments to be considered by the local government; amending s. 163.3177, F.S.; requiring estimates and projections of comprehensive plans to be based upon publications by the Office of Economic and Demographic Research; providing criteria for population projections; revising the housing and intergovernmental coordination elements of comprehensive plans; amending s. 163.31777, F.S.; exempting certain municipalities from public schools interlocal-agreement requirements; providing requirements for municipalities meeting the exemption criteria; amending s. 163.3178, F.S.; replacing a reference to the Department of Community Affairs with the state land planning agency; deleting provisions relating to the Coastal Resources Interagency Management Committee; amending s. 163.3180, F.S., relating to concurrency; revising and providing requirements relating to public facilities and services, public education facilities, and local school concurrency system requirements; deleting provisions excluding a municipality that is not a signatory to a certain interlocal agreement from participating in a school concurrency system; amending s. 163.3184, F.S.; revising provisions relating to the expedited state review process for adoption of comprehensive plan amendments; clarifying the time in which a local government must transmit an amendment to a comprehensive plan and supporting data and analyses to the reviewing agencies; deleting the deadlines in administrative challenges to comprehensive plans and plan amendments for the entry of final orders and referrals of recommended orders; specifying a deadline for the state land planning agency to issue a notice of intent after receiving a complete comprehensive plan or plan amendment adopted pursuant to a compliance agreement; amending s. 163.3191, F.S.; conforming a cross-reference to changes made by the act; amending s. 163.3245, F.S.; deleting an obsolete cross-reference; deleting a reporting requirement relating to optional sector plans; amending s. 186.002, F.S.; deleting a requirement for the Governor to consider certain evaluation and appraisal reports in preparing certain plans and amendments; amending s. 186.007, F.S.; deleting a requirement for the Governor to consider certain evaluation and appraisal reports when reviewing the state comprehensive plan; amending s. 186.505, F.S.; authorizing a regional planning council to

provide consulting services to a private developer or landowner under certain circumstances; amending s. 186.508, F.S.; requiring that regional planning councils coordinate implementation of the strategic regional policy plans with the evaluation and appraisal process; amending s. 189.415, F.S.; requiring an independent special district to update its public facilities report every 7 years and at least 12 months before the submission date of the evaluation and appraisal notification letter; requiring the Department of Economic Opportunity to post a schedule of the due dates for public facilities reports and updates that independent special districts must provide to local governments; amending s. 288.975, F.S.; deleting a provision exempting local government plan amendments necessary to initially adopt the military base reuse plan from a limitation on the frequency of plan amendments; amending s. 380.06, F.S.; correcting cross-references; amending s. 380.115, F.S.; adding a cross-reference for exempt developments; amending s. 1013.33, F.S.; deleting redundant requirements for interlocal agreements relating to public education facilities; amending s. 1013.35, F.S.; deleting a cross-reference to conform to changes made by the act; amending s. 1013.351, F.S.; deleting redundant requirements for the submission of certain interlocal agreements to the Office of Educational Facilities and the state land planning agency and for review of the interlocal agreement by the office and the agency; amending s. 1013.36, F.S.; deleting an obsolete cross-reference; providing an effective date.

By the Committees on Budget Subcommittee on Transportation, Tourism, and Economic Development Appropriations; and Governmental Oversight and Accountability; and Senator Hays—

**CS for CS for SB 868**—A bill to be entitled An act relating to archaeological sites and specimens; amending s. 267.12, F.S.; authorizing the Division of Historical Resources of the Department of State to issue permits for excavation, surface reconnaissance, and archaeological activities on land owned by a political subdivision; providing applicability; amending s. 267.13, F.S.; providing that specified activities relating to archaeological sites and specimens located upon land owned by a political subdivision are prohibited and subject to penalties; authorizing the division to impose an administrative fine on and seek injunctive relief against certain entities; providing applicability; providing an effective date.

By the Committees on Budget Subcommittee on General Government Appropriations; Regulated Industries; and Commerce and Tourism; and Senator Flores—

**CS for CS for CS for SB 888**—A bill to be entitled An act relating to consumer services; amending s. 20.14, F.S.; deleting provisions establishing the Division of Standards within the Department of Agriculture and Consumer Services; repealing s. 366.85, F.S., relating to responsibilities of the department for compliance with certain federal requirements related to consumer conciliatory conferences and energy conservation products, services, and loans; amending s. 472.005, F.S.; redefining the term "license" and defining the terms "consumer member" and "licensee" for purposes of provisions governing surveyors and mappers; amending s. 472.006, F.S.; directing the Department of Agriculture and Consumer Services to work cooperatively with the Department of Revenue to implement an automated method of disclosing information related to licensees; authorizing the Department of Agriculture and Consumer Services to suspend or deny the license of any licensee found not to be in compliance with a support order, subpoena, order to show cause, or written agreement; providing for reinstatement of a denied or suspended license; relieving the department of certain liability associated with the denial or suspension of a license; amending s. 472.011, F.S.; authorizing the department to waive license renewal fees for land surveyors and mappers under certain circumstances; authorizing the collection of an existing special assessment from inactive and delinquent licensees; amending s. 472.0131, F.S., relating to examinations; making technical changes; amending s. 472.015, F.S.; authorizing the department to require land surveyors or mappers to submit their social security numbers when applying for initial licensure or license renewal; providing conditions under which an application is deemed received; providing conditions under which the department may issue a license by endorsement; requiring an applicant to provide his or her social security number as required pursuant to federal law; specifying how a social security number may be used; amending s. 472.018, F.S., relating to continuing education; making technical changes; requiring that con-



tinuing education providers electronically provide certain information to the department; providing timeframes for reporting; requiring that the department establish a system to monitor licensee compliance with continuing education requirements; defining the term "monitor"; authorizing the department to refuse to renew a license until the applicant satisfies continuing education requirements; authorizing the department or board to impose additional penalties against applicants who fail to satisfy additional requirements; amending s. 472.0202, F.S.; conforming a cross-reference; amending s. 472.0203, F.S.; providing for license renewal notification by the department to be sent electronically to the licensee's last known e-mail address; amending s. 472.025, F.S.; providing that a professional surveyor or mapper whose license is revoked or suspended must return his or her seal to the executive director of the board, rather than to the secretary; creating s. 472.0337, F.S.; authorizing the department to administer oaths, take depositions, make inspections, issue and serve subpoenas and other process, and compel the attendance of witnesses and production of certain documents; providing for challenges to and enforcement of subpoenas and orders; amending s. 472.0351, F.S.; revising grounds for discipline; eliminating certain actions by a licensee which are grounds for disciplinary action; specifying what constitutes an action against a license in another state, territory, or country; specifying that the board may enter an order against a surveyor or mapper who committed certain violations before obtaining a license; authorizing the board to require corrective action; prohibiting the department from issuing to or renewing the license of a person or business entity that has been assessed a fine, interest, costs, or attorney fees associated with an investigation or prosecution until the person pays them in full or complies with or satisfies all terms and conditions of the final order; amending s. 493.6105, F.S.; authorizing the Department of Agriculture and Consumer Services to waive firearms training requirements for the initial licensure of private investigative, private security, or repossession services under certain circumstances; amending s. 493.6113, F.S.; authorizing the department to waive firearms training requirements for license renewal of private investigative, private security, and repossession services under certain circumstances; amending s. 493.6118, F.S.; providing for disciplinary action to be taken against certain additional license classes and schools or training facilities for private investigators and private security and repossession services; amending s. 493.6120, F.S.; providing for penalty provisions to apply to certain additional license classes and schools or training facilities for private investigators and private security and repossession services; amending s. 501.015, F.S., relating to the regulation of health studios; substituting the term "local business tax receipt" for the term "local occupational license"; amending s. 501.017, F.S.; making technical changes; clarifying that certain notice be provided in a health studio contract in at least 10-point boldface type; amending s. 501.059, F.S.; deleting requirement that telephone subscribers pay an initial listing charge for including their telephone numbers on the state's no sales solicitation calls listing; specifying the period that a subscriber's listing remains active; requiring the department to include certain listings from a national database on the state's listing; authorizing the department to impose administrative fines for violations; specifying that administrative proceedings are subject to the Administrative Procedure Act; requiring telecommunications companies to inform their customers of certain telephone solicitation requirements; deleting the requirement that the Florida Public Service Commission adopt certain rules; amending s. 501.605, F.S.; providing that an applicant for a commercial telephone seller license may provide other valid forms of identification in lieu of a valid driver license number; removing the requirement that the applicant provide his or her social security number on the application; amending s. 501.607, F.S.; providing that an applicant for a telemarketing salesperson's license may provide other valid forms of identification in lieu of a driver license number; amending s. 501.911, F.S.; revising provisions for administration of the Antifreeze Act of 1978, to conform; amending s. 501.913, F.S.; requiring the registrant of a brand of antifreeze to assume full responsibility for the registration; requiring that a registrant of a brand of antifreeze not in production for distribution in this state must submit a notarized affidavit attesting to specified information; requiring that a certain sample size of each brand of antifreeze accompany the application for registration; amending s. 507.04, F.S.; requiring that the Department of Agriculture and Consumer Services be notified at least 10 days before any changes are made in the insurance coverage of a household moving service; amending s. 525.07, F.S.; revising required contents of seal clasps applied by meter mechanics after repair and adjustment of petroleum fuel measuring devices; amending s. 526.143, F.S.; authorizing the department to temporarily waive certain requirements for generators at retail motor fuel

outlets which are used in preparation or response to an emergency or major disaster in another state; amending s. 526.50, F.S., relating to the sale of brake fluid; defining the terms "brand" and "formula"; amending s. 526.51, F.S.; conforming terminology; providing criteria for reregistering a previously registered brand and formula combination of brake fluid; providing for a fine for late submission of the application for reregistration and required materials; requiring a registrant to submit a notarized affidavit attesting that specified conditions have been satisfied if a registered brand and formula combination is not in production for distribution in this state; amending s. 526.52, F.S.; providing alternative criteria under which a brand of brake fluid may satisfy branding requirements; amending s. 526.53, F.S.; conforming terminology; requiring that stop-sale orders be served by the department on the owner of the brand name, the distributor, or other entity responsible for selling or distributing the product; providing that the department's representative, with the consent of the department, may dispose of certain unregistered brake fluid; amending s. 526.55, F.S.; replacing criminal sanctions with administrative and monetary sanctions for violations of laws regulating the sale of brake fluid; amending s. 539.001, F.S.; eliminating the requirement that a pawnshop provide the Department of Agriculture and Consumer Services notice of a change in its location by certified or registered mail; amending s. 559.805, F.S.; eliminating a requirement that sellers of business opportunities provide the department with the social security numbers of their independent agents; amending s. 559.904, F.S., relating to the regulation of motor vehicle repair shops; substituting the term "business tax receipt" for the term "occupational license"; repealing s. 559.922, F.S., relating to the use of motor vehicle repair shop registration fees to provide financial assistance to motor vehicle repair shop employees who undertake certain technical training or courses; amending s. 559.928, F.S., relating to the regulation of sellers of travel; substituting the term "business tax receipt" for the term "occupational license"; eliminating a requirement that an independent travel agent provide his or her social security number to the department; amending s. 559.9285, F.S.; conforming a cross-reference; amending s. 559.935, F.S., relating to an exemption from regulation provided for certain sellers of travel; substituting the term "business tax receipt" for the term "occupational license"; amending s. 570.29, F.S., relating to departmental divisions; conforming terminology; repealing ss. 570.46 and 570.47, F.S., relating to the powers and duties of the Division of Standards and the qualifications and duties of the director of the division; amending s. 570.544, F.S.; revising the powers and duties of the director of the Division of Consumer Services; amending s. 616.242, F.S.; removing an obsolete reference to the Bureau of Fair Rides Inspection; providing an effective date.

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By the Committees on Budget Subcommittee on General Government Appropriations; Health Regulation; and Regulated Industries; and Senator Hays—

**CS for CS for CS for SB 956**—A bill to be entitled An act relating to disposition of human remains; creating s. 406.49, F.S.; providing definitions; amending s. 406.50, F.S.; revising procedures for the reporting and disposition of unclaimed remains; prohibiting certain uses or dispositions of the remains of deceased persons whose identities are not known; amending s. 406.51, F.S.; requiring that local governmental contracts for the final disposition of unclaimed remains comply with certain federal regulations; conforming provisions to changes in terminology; conforming a cross-reference; amending s. 406.52, F.S.; revising procedures for the anatomical board's retention of human remains before their use; providing for claims by, and the release of human remains to, legally authorized persons after payment of certain expenses; authorizing county ordinances or resolutions for the final disposition of the unclaimed remains of indigent persons; limiting the liability of certain licensed persons for cremating or burying human remains under certain circumstances; amending s. 406.53, F.S.; revising exceptions from requirements for notice to the anatomical board of the death of indigent persons; deleting a requirement that the Department of Health assess fees for the burial of certain bodies; amending s. 406.58, F.S.; conforming provisions to changes made by the act; requiring that the anatomical board keep a complete record of all fees and other financial transactions; requiring that the University of Florida audit the anatomical board and provide a copy of the audit to the Department of Financial Services within a specified time; authorizing the university to contract with a certified public accounting firm for the audit; authorizing the anatomical board to pay for the audit with the fees that the board collects; amending ss. 406.55, 406.56, 406.57, and 406.59, F.S.; conforming provisions to



changes made by the act; amending s. 406.60, F.S.; authorizing certain facilities to dispose of human remains by cremation; amending s. 406.61, F.S.; revising provisions prohibiting the selling or buying of human remains or the transmitting or conveying of such remains outside the state; providing penalties; allowing certain accredited schools and organizations to convey human remains in or out of state for medical or research purposes under certain conditions; requiring documentation prior to use of human remains received in the state; defining the term “valuable consideration” and providing exemptions for certain costs; deleting an expired provision relating to procedures for the conveyance of a plastinated human body that was exhibited by an entity accredited by the American Association of Museums; conforming terminology; repealing s. 406.54, F.S., relating to claims of bodies after delivery to the anatomical board; amending s. 765.513, F.S.; revising the list of donees who may accept anatomical gifts and the purposes for which such a gift may be used; amending ss. 382.002 and 497.005, F.S.; redefining the term “final disposition” as it relates to vital statistics and the Florida Funeral, Cemetery, and Consumer Services Act; providing an effective date.

By the Committee on Budget Subcommittee on General Government Appropriations; and Senator Jones—

**CS for SB 1120**—A bill to be entitled An act relating to the Department of Business and Professional Regulation; amending s. 210.01, F.S.; redefining the term “agent” as it relates to the cigarette tax, to conform to changes made by the act; amending s. 210.05, F.S.; deleting a provision that allows the cigarette tax to be paid by affixing a stamp insignia through a metering machine; amending s. 210.07, F.S.; deleting provisions authorizing the use of metering machines; requiring retail dealers of cigarettes, rather than wholesale dealers, to affix to each such machine, in a conspicuous place, an identification sticker furnished by the Division of Alcoholic Beverages and Tobacco within the Department of Business and Professional Regulation; amending ss. 210.11 and 210.12, F.S.; conforming provisions to changes made by the act; amending s. 210.15, F.S.; deleting a provision that prohibited the division from approving the use of meter machines to evidence the payment of the taxes on cigarettes except to qualified wholesale dealers; amending s. 210.18, F.S.; conforming provisions regarding penalties relating to the use of metering machines; amending s. 455.271, F.S.; deleting a provision that provides that a licensee of the department who changes from inactive to active status is not eligible to return to inactive status until the licensee thereafter completes a licensure cycle on active status; amending s. 475.02, F.S.; conforming a provision to changes made by the act; amending s. 475.180, F.S.; deleting a provision that requires an applicant for a real estate license who is not a resident of this state to file an irrevocable consent regarding lawsuits and actions commenced against the applicant; deleting provisions prescribing the method of service of process; amending s. 475.451, F.S.; deleting the requirement that an applicant to be chief administrator of a proprietary real estate school or state institution meet certain qualifications for licensure as a broker associate or sales associate and other minimal requirements; deleting the definition of the term “chief administrative person” as it relates to schools teaching real estate practice; repealing s. 475.6235(7), F.S., relating to a nonresidential applicant’s requirement to file an irrevocable consent regarding lawsuits and actions against an appraisal management company; amending s. 475.631, F.S.; deleting the provision that requires an applicant for licensure as an appraiser who is not a resident of this state to file an irrevocable consent regarding lawsuits and actions commenced against the applicant; deleting the method of service of process; repealing s. 476.124, F.S., relating to certain application requirements for licensing examinations in barbering; amending s. 561.23, F.S.; deleting the requirement that licenses issued under the Beverage Law be issued in duplicate; amending s. 565.07, F.S.; allowing certain high-proof distilled spirits to be distilled, bottled, packaged, or processed for export or sale outside this state; providing an effective date.

By the Committees on Budget Subcommittee on General Government Appropriations; and Judiciary; and Senator Simmons—

**CS for CS for SB 1146**—A bill to be entitled An act relating to effect of dissolution or annulment of marriage on certain designations; creating s. 732.703, F.S.; providing definitions; providing that a designation made by or on behalf of a decedent providing for the payment or transfer at death of an interest in an asset to or for the benefit of the decedent’s

former spouse shall become void if the decedent’s marriage was judicially dissolved or declared invalid before the decedent’s death, if the designation was made prior to the dissolution or order; providing for disposition of assets; providing for treatment of certain retirement plans; specifying assets subject to provisions; providing exceptions; providing that payors are not liable for payments or transfers to beneficiaries contrary to this provision in certain circumstances; specifying the form of an affidavit that may be used to relieve a payor of liability for a transfer if the death certificate is silent as to the decedent’s marital status at the time of death; providing that the payor is not liable for making any payment on account of, or transferring any interest in, certain types of assets to a beneficiary; providing that certain provisions apply notwithstanding the payor’s knowledge that the person to whom the asset is transferred is different from the person who would own the interest due to the dissolution of the decedent’s marriage or declaration of the marriage’s validity before the decedent’s death; providing that the provisions do not affect specified interests and rights; providing applicability; providing an effective date.

By the Committees on Budget Subcommittee on General Government Appropriations; Community Affairs; and Environmental Preservation and Conservation; and Senator Hays—

**CS for CS for CS for SB 1178**—A bill to be entitled An act relating to water management; amending s. 373.042, F.S.; requiring water management districts to include certain reservations and water bodies in priority lists and schedules; providing for the adoption of certain reservations and minimum flows and levels by the Department of Environmental Protection; requiring water management districts to apply, without adopting by rule, reservations, minimum flows and levels, and recovery and prevention strategies adopted by the department; amending s. 373.046, F.S.; authorizing water management districts to enter into interagency agreements for resource management activities, studies, or projects under specified conditions; requiring that the district providing the funding for an activity, study, or project ensure that some or all of the benefits accrue to the funding district; providing applicability; amending s. 373.171, F.S.; exempting cooperative funding programs from certain rulemaking requirements; amending s. 373.236, F.S.; specifying conditions for the issuance of permits for the development of alternative water supplies; requiring that certain permits be granted for at least 30 years; requiring that such permits be extended under specified conditions; providing for a reduction in permitted water quantities during compliance reviews under certain circumstances; excluding from application of the act a permit for nonbrackish groundwater or nonalternative water supplies; providing an option for the duration of an alternative water supply permit to a county, special district, regional water supply authority, multijurisdictional water supply entity, or publicly or privately owned utility; amending s. 373.605, F.S.; authorizing water management districts to provide group insurance for employees of other water management districts; removing obsolete provisions; amending s. 373.709, F.S., relating to regional water supply planning; removing a reference to the Southwest Florida Water Management District; requiring a regional water supply authority and the applicable water management district to jointly develop the water supply component of the regional water supply plan; creating the Study Committee on Investor-Owned Water and Wastewater Utility Systems; providing for membership and terms of service; prohibiting compensation of the members; providing for reimbursement of the members for certain expenses; providing for removal or suspension of members by the appointing authority; requiring the Public Service Commission to provide staff, information, assistance, and facilities that are deemed necessary for the committee to perform its duties; providing for funding from the Florida Public Service Regulatory Trust Fund; providing duties of the committee; providing for public meetings; requiring the committee to report its findings to the Governor, the Legislature, and appropriate agencies and make certain recommendations; providing for future termination of the committee; providing an effective date.

By the Committees on Budget Subcommittee on Transportation, Tourism, and Economic Development Appropriations; and Community Affairs; and Senator Bennett—

**CS for CS for SB 1180**—A bill to be entitled An act relating to growth management; amending s. 163.3184, F.S.; requiring that comprehensive plan amendments proposing certain developments follow the state co-

ordinated review process; amending s. 380.06, F.S.; limiting the scope of certain recommendations and comments by reviewing agencies regarding proposed developments; revising certain review criteria for reports and recommendations on the regional impact of proposed developments; requiring regional planning agency reports to contain recommendations consistent with the standards of state permitting agencies and water management districts; providing that specified changes to a development order are not substantial deviations; providing an exemption from development-of-regional-impact review for proposed developments that meet specified criteria and are located in certain jurisdictions; requiring that an agreement under s. 288.106, F.S., which relates to a tax refund program for qualified target industry businesses, be executed as a condition for such exemption; providing notice requirements; providing applicability; amending s. 380.115, F.S.; revising conditions under which a local government is required to rescind a development-of-regional-impact development order; creating s. 163.3165, F.S.; providing for application and approval of an amendment to the local comprehensive plan by the owner of land that meets certain criteria as an agricultural enclave; creating a 2-year permit extension; providing an effective date.

By the Committee on Budget Subcommittee on Higher Education Appropriations; and Senator Alexander—

**CS for SB 1218**—A bill to be entitled An act relating to South Florida Community College; amending s. 1000.21, F.S.; renaming South Florida Community College as “South Florida State College”; providing a contingent effective date.

By the Committees on Budget Subcommittee on Transportation, Tourism, and Economic Development Appropriations; and Transportation; and Senator Hays—

**CS for CS for SB 1238**—A bill to be entitled An act relating to low-speed vehicles; amending s. 319.14, F.S.; authorizing the conversion of a vehicle titled or branded and registered as a low-speed vehicle to a golf cart; providing procedures; providing for a fee; amending s. 320.01, F.S.; redefining the term “low-speed vehicle”; providing an effective date.

By the Committee on Budget Subcommittee on Transportation, Tourism, and Economic Development Appropriations; and Senators Hays, Lynn, and Sachs—

**CS for SB 1242**—A bill to be entitled An act relating to broadband Internet service; amending s. 364.0135, F.S.; revising provisions that promote adoption of broadband Internet service; providing for the Department of Economic Opportunity to receive and manage certain federal funds; directing the department to establish a public-private partnership to perform certain functions; authorizing the department to accept certain funds, enter into contracts, and establish committees and workgroups for certain purposes; authorizing the department to adopt rules; removing authority of the Department of Management Services to perform certain functions; providing for a type two transfer of the Broadband Initiative Program from the Department of Management Services to the Department of Economic Opportunity; requiring the Department of Management Services to submit to the United States Department of Commerce a request to transfer its federal broadband grant to the Department of Economic Opportunity; requiring the Department of Management Services to notify the Governor and Legislature of the decision of the United States Department of Commerce; requiring the Department of Management Services, if the request is approved, to submit a budget amendment for approval by the Legislative Budget Commission to transfer from the department to the Department of Economic Opportunity the funds necessary to implement this act; providing effective dates, one of which is contingent.

By the Committees on Budget Subcommittee on General Government Appropriations; and Regulated Industries; and Senators Jones and Gaetz—

**CS for CS for SB 1252**—A bill to be entitled An act relating to business and professional regulation; amending s. 210.16, F.S.; authorizing credit for the sale of tobacco products to be extended to a retail dealer under specified conditions; providing for the suspension of the sale of tobacco products to retail dealers delinquent in their credit pay-

ments until certain conditions are met; amending s. 210.181, F.S.; conforming a cross-reference; amending s. 455.213, F.S.; waiving initial licensing, application, and unlicensed activity fees for certain military veterans; amending s. 455.2179, F.S.; revising continuing education provider and course approval procedures; amending s. 455.271, F.S.; limiting to the Department of Business and Professional Regulation the authority to reinstate a license that has become void under certain circumstances; amending s. 455.273, F.S.; revising the method of license renewal notification or notice of pending cancellation of licensure to include an e-mail address; deleting a requirement that a licensure renewal notification and a notice of cancellation of licensure include certain information regarding the applicant; amending s. 455.275, F.S.; revising a provision relating to maintenance of current address-of-record information to include e-mail address; revising a provision relating to notice to a licensee to allow service of process by e-mail; amending s. 475.451, F.S.; authorizing distance learning courses as an acceptable alternative to classroom instruction for renewal of a real estate instructor permit; providing that distance learning courses are under the discretion of the school offering the real estate course; requiring distance learning courses to adhere to certain requirements; amending s. 475.611, F.S.; revising the definition of the terms “appraisal management company” and “appraisal management services”; defining the term “subsidiary”; amending s. 475.6171, F.S.; revising requirements for the issuance of registration or certification upon receipt of proper documentation; amending s. 475.6235, F.S.; revising provisions relating to titles an appraisal management company must be registered to use; providing exemptions from registration requirements; amending s. 475.6245, F.S.; providing additional grounds for discipline of appraisal management companies, to which penalties apply; amending s. 477.019, F.S.; revising procedures for cosmetology licensure by endorsement; amending s. 477.0263, F.S.; authorizing the performance of cosmetology and specialty services in a location other than a licensed salon under certain circumstances; amending s. 489.105, F.S.; deleting the definition of the term “glass and glazing contractor”; amending ss. 489.107 and 489.141, F.S.; conforming cross-references; reenacting and amending s. 489.118, F.S.; reviving grandfathering provisions and establishing a new deadline for applications for certification of certain registered contractors; amending s. 548.007, F.S.; deleting exemptions from certain restrictions on specified amateur matches and other events; in duplicate; providing effective dates.

By the Committees on Budget Subcommittee on General Government Appropriations; Environmental Preservation and Conservation; and Agriculture; and Senator Siplin—

**CS for CS for CS for SB 1254**—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; amending s. 20.14, F.S.; establishing the Division of Food, Nutrition, and Wellness within the department; amending s. 253.002, F.S.; requiring the department to perform certain staff duties and functions for the Board of Trustees of the Internal Improvement Trust Fund related to conservation easements; amending s. 379.2523, F.S.; deleting references to the Aquaculture Interagency Coordinating Council to conform to the repeal by the act of provisions creating the council; amending s. 379.2524, F.S.; deleting provisions that prohibit compensation and authorize per diem and travel expenses for members of the Sturgeon Production Working Group; amending s. 388.161, F.S.; revising the substances that mosquito control districts are authorized to use for controlling mosquito breeding; amending s. 388.201, F.S.; revising the date by which mosquito control districts must submit their certified budgets for approval by the department; amending s. 388.323, F.S.; revising procedures for a county's or mosquito control district's disposal of certain surplus equipment; repealing s. 388.42, F.S., relating to the John A. Mulrennan, Sr., Arthropod Research Laboratory; amending s. 388.46, F.S.; revising the membership and responsibilities of the Florida Coordinating Council on Mosquito Control; revising the duties of the council's Subcommittee on Managed Marshes; amending s. 493.6104, F.S.; deleting provisions that prohibit compensation and authorize per diem and travel expenses for members of the Private Investigation, Recovery, and Security Advisory Council; amending s. 500.09, F.S.; authorizing the department to adopt rules incorporating by reference the federal model Food Code; amending ss. 500.147 and 502.014, F.S.; deleting provisions for a food safety pilot program and a permitting program for persons who test milk or milk products; amending s. 502.053, F.S.; deleting requirements for milkfat tester licenses; amending s. 570.0705, F.S.; prohibiting members of certain advisory bodies from receiving per diem or travel expenses ex-

cept under certain circumstances; deleting a provision that prohibits members from receiving compensation for their services; repealing s. 570.071, F.S., relating to the Florida Agricultural Exposition and the receipt and expenditure of funds for the exposition; amending s. 570.074, F.S.; renaming and revising the policy jurisdiction of the department's Office of Energy and Water; amending s. 570.18, F.S.; conforming cross-references; repealing s. 570.29, F.S., relating to divisions of the Department of Agriculture and Consumer Services; repealing s. 570.34, F.S., relating to the Plant Industry Technical Council; creating s. 570.451, F.S.; creating the Agricultural Feed, Seed, and Fertilizer Advisory Council; providing for the council's powers and duties and the appointment of council members; amending ss. 570.53 and 570.54, F.S.; conforming cross-references; amending s. 573.112, F.S.; providing that members of the Citrus Research and Development Foundation's board of directors are entitled to reimbursement for per diem and travel expenses; amending s. 573.118, F.S.; revising requirements for the accounting and review of collections and expenditures from agricultural commodity marketing order assessments; deleting requirements for the audit of such accounts; amending s. 576.045, F.S.; revising the expiration dates of certain provisions regulating fertilizers containing nitrogen or phosphorous; amending s. 576.071, F.S.; deleting a reference to the Fertilizer Technical Council to conform to the repeal by the act of provisions creating the council; repealing ss. 576.091 and 578.30, F.S., relating to the Fertilizer Technical Council and Seed Technical Council; amending s. 580.041, F.S.; revising the reporting requirements and penalties for violations by distributors of commercial feed; amending s. 580.131, F.S.; revising requirements for the assessment of penalties and enforcement of violations by manufacturers and distributors of commercial feed or feedstuff; authorizing the department to assess penalties; requiring registered distributors of commercial feed to pay such penalties to consumers within a specified period; imposing additional penalties for nonpayment; providing for the deposit and use of certain funds paid to the department; repealing s. 580.151, F.S., relating to the Commercial Feed Technical Council; amending s. 581.011, F.S.; conforming provisions; amending s. 581.145, F.S.; revising requirements for the issuance of permits to aquaculture producers for the transport and sale of water hyacinths to other states and countries; amending s. 582.06, F.S.; revising requirements for the composition and appointment of members of the Soil and Water Conservation Council and the reimbursement of members for per diem and travel expenses; amending ss. 582.20 and 582.29, F.S.; revising the geographic jurisdiction of soil and water conservation districts to include certain territory outside of the districts' boundaries; amending s. 582.30, F.S.; revising requirements and procedures for the dissolution or discontinuance of soil and water conservation districts; revising notice requirements for such proposed dissolution or discontinuance; amending s. 582.31, F.S.; revising requirements for payment of the proceeds from the sale of property of a dissolving soil and water conservation district to the State Treasury; amending s. 582.32, F.S.; revising the procedures on continuing existing contracts; repealing s. 585.155, F.S., relating to the inspection and vaccination of cattle for brucellosis; repealing s. 589.03, F.S., relating to the compensation and reimbursement for per diem and travel expenses of members of the Florida Forestry Council; amending s. 589.19, F.S.; renaming the "Wounded Warrior Special Hunt Areas" of the state forests; conforming obsolete references to the former Division of Forestry; amending s. 589.277, F.S.; revising requirements for the deposit of contributions for tree planting programs; conforming obsolete references to the former Division of Forestry; amending s. 590.02, F.S.; specifying that state and local government agencies other than the Florida Forest Service may not enforce regulations of broadcast burning or agricultural and silvicultural pile burning except under certain circumstances; conforming obsolete references to the former Division of Forestry; amending ss. 597.0021 and 597.003, F.S.; deleting references to the Aquaculture Interagency Coordinating Council to conform to the repeal by the act of provisions creating the council; amending s. 597.004, F.S.; authorizing the waiver of aquaculture registration fees for certain schools; amending s. 597.005, F.S.; revising the composition of the Aquaculture Review Council to conform to the repeal by the act of provisions creating the Aquaculture Interagency Coordinating Council; revising the legislative committees to whom the Aquaculture Review Council must provide analyses of unresolved industry issues; repealing s. 597.006, F.S., relating to the Aquaculture Interagency Coordinating Council; amending s. 604.21, F.S.; authorizing the Commissioner of Agriculture to act as trustee on bonds posted by the United States Department of Agriculture under certain circumstances; authorizing the Commissioner of Agriculture to enter into agreements with the United States Department of Agriculture; amending s. 616.252, F.S.; providing for the reimbursement

of members of the Florida State Fair Authority for per diem and travel expenses; providing an effective date.

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By the Committees on Budget Subcommittee on General Government Appropriations; and Banking and Insurance; and Senator Oelrich—

**CS for CS for SB 1262**—A bill to be entitled An act relating to warranty associations; amending s. 634.011, F.S.; revising the definition of the term "motor vehicle service agreement"; amending s. 634.121, F.S.; providing criteria for a motor vehicle service agreement company to effectuate refunds through the issuing salesperson or agent; requiring the salesperson, agent, or service agreement company to maintain a copy of certain documents; requiring a salesperson or agent to provide a copy of a document to the service agreement company if requested by the Department of Financial Services or the Office of Insurance Regulation; requiring the office to provide to the department findings that a salesperson or agent exhibits a pattern or practice of failing to effectuate refunds or to maintain and remit to the service agreement company the required documentation; amending s. 634.141, F.S.; authorizing rather than requiring the office to examine service agreement companies; limiting the examination period to the most recent 5 years; limiting the cost of certain examinations; creating s. 634.2855, F.S.; authorizing a governmental entity, public agency, institution, person, firm, or legal entity to provide money to the department to pursue unauthorized entities operating as motor vehicle service agreement companies; providing requirements for the deposit of the money; providing that funds remaining at the end of any fiscal year shall be available for carrying out duties and responsibilities of the department or the office; amending s. 634.312, F.S.; authorizing a home warranty association to effectuate a refund through the issuing sales representative; amending s. 634.314, F.S.; authorizing rather than requiring the office to examine home warranty associations; limiting the examination period to the most recent 5 years; limiting the cost of certain examinations; removing the requirement that the commission establish rules for conducting examinations; removing the criteria for determining whether an examination is warranted; creating s. 634.3385, F.S.; authorizing a governmental entity, public agency, institution, person, firm, or legal entity to provide money to the department to pursue unauthorized entities operating as home warranty associations; providing that funds remaining at the end of any fiscal year shall be available for carrying out duties and responsibilities of the department or the office; amending s. 634.414, F.S.; authorizing service warranty associations to effectuate refunds through the issuing sales representative; authorizing a service warranty association to issue refunds by cash, check, store credit, gift card, or other similar means; amending s. 634.416, F.S.; authorizing rather than requiring the office to examine service warranty associations; limiting the examination period to the most recent 5 years; limiting the costs of certain examinations; removing the requirement that the commission establish rules for conducting examinations; removing the criteria for determining whether an examination is warranted; removing provisions relating to the rates charged a to service warranty association for examinations; creating s. 634.4385, F.S.; authorizing a governmental entity, public agency, institution, person, firm, or legal entity to provide money to the department to pursue unauthorized entities operating as service warranty associations; providing that funds remaining at the end of any fiscal year shall be available for carrying out duties and responsibilities of the department or the office; providing an effective date.

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By the Committees on Budget Subcommittee on Transportation, Tourism, and Economic Development Appropriations; and Transportation; and Senator Detert—

**CS for CS for SB 1298**—A bill to be entitled An act relating to identification cards and driver licenses; amending s. 322.051, F.S., relating to identification cards; revising requirements for documentation verifying veteran status; providing for issuance of a replacement identification card with a designation indicating the holder is a veteran; requiring documentation of veteran status; providing for a fee and disposition of the fee; providing an exception to certain fees; amending s. 322.14, F.S., relating to driver licenses; revising requirements for documentation verifying veteran status; providing for issuance of a replacement driver license with a designation indicating the holder is a veteran; requiring documentation of veteran status; providing for a fee

and disposition of the fee; providing an exception to certain fees; providing an effective date.

By the Committees on Budget Subcommittee on General Government Appropriations; and Governmental Oversight and Accountability; and Senator Hays—

**CS for CS for SB 1358**—A bill to be entitled An act relating to the Drug-Free Workplace Act; amending s. 112.0455, F.S.; revising the definition of the term “job applicant”; defining the term “random testing”; removing the definition of the term “safety-sensitive position”; requiring drug testing to be conducted within each state agency’s appropriation; authorizing a state agency to conduct random drug testing every 3 months; providing testing selection requirements; removing provisions prohibiting a state agency from discharging or disciplining an employee under certain circumstances based on the employee’s first positive confirmed drug test; removing provisions limiting the circumstances under which an agency may discharge an employee in a special risk or safety-sensitive position; providing that an agency may discharge or discipline an employee following a first-time positive confirmed drug test result; authorizing an agency to refer an employee to an employee assistance program or an alcohol and drug rehabilitation program if the employee is not discharged; requiring participation in an employee assistance program or an alcohol and drug rehabilitation program at the employee’s own expense; requiring the employer to determine if the employee is able to safely and effectively perform the job duties assigned to the employee while the employee is participating in the employee assistance program or alcohol and drug rehabilitation program; deeming that certain specified job activities cannot be performed safely and effectively while the employee is participating in the employee assistance program or alcohol and drug rehabilitation program; requiring the employer to transfer the employee to a job assignment that he or she can perform safely and effectively while the employee participates in the employee assistance program or alcohol and drug rehabilitation program; requiring the employer to place the employee on leave status while the employee is participating in an employee assistance program or an alcohol and drug rehabilitation program if such a position is unavailable; authorizing the employee to use accumulated leave credits before being placed on leave without pay; amending s. 440.102, F.S.; revising the definition of the term “job applicant” as it pertains to a public employer; removing the definition of the term “safety-sensitive position” and replacing it with the definition for the term “mandatory-testing position;” providing that an employer remains qualified for an insurer rate plan that discounts rates for workers’ compensation and employer’s liability insurance policies if the employer maintains a drug-free workplace program that is broader in scope than that provided for by the standards and procedures established in the act; authorizing a public employer, using an unbiased selection procedure, to conduct random drug tests of employees occupying mandatory-testing or special-risk positions if the testing is performed in accordance with drug-testing rules adopted by the Agency for Health Care Administration; requiring that a public sector employer assign a public sector employee to a position other than a mandatory-testing position if the employee enters an employee assistance program or drug rehabilitation program; amending s. 944.474, F.S.; revising provisions governing employees of the state correctional system, to conform to changes made by the act; providing an effective date.

By the Committees on Budget Subcommittee on Higher Education Appropriations; and Education Pre-K - 12; and Senators Gaetz and Lynn—

**CS for CS for SB 1366**—A bill to be entitled An act relating to education; creating s. 445.07, F.S.; requiring that the Department of Economic Opportunity prepare, or contract with an entity to prepare, an economic security report of employment and earning outcomes for degrees or certificates earned at a public postsecondary educational institution; requiring that the report be made available online; providing requirements for the report; amending s. 1001.02, F.S.; providing duties of the State Board of Education relating to the 5-year plan for post-secondary enrollment and the strategic plan that specifies goals and objectives for public schools and Florida College System institutions; requiring that Florida College System institutions provide students with electronic access to the economic security report of employment and earning outcomes prepared by the Department of Economic Opportunity; providing powers and duties of the State Board of Education re-

lating to institutional service delivery areas and credit hour requirements; amending s. 1001.03, F.S.; requiring that the State Board of Education identify performance metrics for the Florida College System and develop a plan specifying goals and objectives for each Florida College System institution; providing requirements for the plan; requiring that the State Board of Education adopt a unified state plan for science, technology, engineering, and mathematics in K-20 education; amending s. 1001.10, F.S.; authorizing the Commissioner of Education to review or investigate the practices, procedures, or actions of any Florida College System institution under certain circumstances; amending s. 1001.42, F.S.; requiring that district school boards require school principals or classroom teachers to annually provide secondary school students and their parents with electronic access to the Department of Economic Opportunity’s economic security report; amending s. 1001.64, F.S.; revising provisions relating to the powers and duties of Florida College System institution boards of trustees to conform to changes made by the act; amending s. 1001.706, F.S.; revising the powers and duties of the Board of Governors; requiring that the strategic plan developed by the Board of Governors include performance metrics and standards for institutions; requiring that the accountability plan for the State University System address institutional and system achievement goals and objectives specified in the strategic plan and be submitted by the Board of Governors as part of its legislative budget request; requiring that the Board of Governors require state universities to provide each enrolled student with electronic access to the Department of Economic Opportunity’s economic security report during registration or earlier and information concerning employment and earnings data for graduates of degree programs; authorizing the Board of Governors to waive or modify requirements for use of the tuition differential fee under s. 1009.24, F.S.; requiring that the Board of Governors confirm the re-appointment of a university president; authorizing the Board of Governors to revoke or modify certain powers or duties that it has delegated; amending s. 1002.20, F.S.; requiring that each middle school and high school student and his or her parent receive a two-page summary and electronic access to the Department of Economic Opportunity’s economic security report each year; amending s. 1004.015, F.S.; requiring that the Higher Education Coordinating Council submit an annual report by a specified date to the Governor and the Legislature; revising the content requirements for the report; amending s. 1005.22, F.S.; requiring that the Commission for Independent Education collect, and that institutions licensed by the commission report, certain student data; amending s. 1007.23, F.S.; revising provisions relating to statewide articulation agreements; requiring that the articulation agreement require each student enrolled in a Florida College System institution who is seeking an associate in arts degree to indicate a baccalaureate degree program offered by an institution of interest before the student earns a specified number of semester hours; amending s. 1007.25, F.S.; revising provisions relating to general education courses and associate and baccalaureate degree requirements; revising the minimum number of semester hours required in general education courses; amending s. 1007.33, F.S.; revising the requirements for proposals by a Florida College System institution to offer a baccalaureate degree program; requiring that a Florida College System institution offering a baccalaureate degree program report its status using specified performance and compliance standards; deleting provisions relating to an exemption from State Board of Education approval of certain baccalaureate degree programs; amending s. 1008.31, F.S.; requiring that colleges and universities eligible to participate in the William L. Boyd, IV, Florida Resident Access Grant Program report information regarding the recipients of funds to the Department of Education; amending s. 1008.46, F.S.; conforming provisions to changes made by the act; creating s. 1011.905, F.S.; requiring that the Board of Governors review and rank each state university that applies for performance funding based on certain criteria; requiring that the Board of Governors award up to a specified amount to the highest-ranked state universities; requiring that the Board of Governors report to the Governor and the Legislature by a specified date each year; providing an effective date.

By the Committees on Budget Subcommittee on Education Pre-K - 12 Appropriations; and Education Pre-K - 12; and Senators Gaetz and Gardiner—

**CS for CS for SB 1368**—A bill to be entitled An act relating to education; creating s. 1002.3105, F.S.; establishing Academically Challenging Curriculum to Enhance Learning (ACCEL) options to provide eligible public school students educational options that provide acade-

mically challenging curriculum or accelerated instruction; requiring that each school offer minimum ACCEL options; providing for additional ACCEL options; requiring that each school principal and school district determine student eligibility and procedural requirements; requiring that each school principal and school district base such determination on certain considerations; requiring that each school principal inform parents and students of the ACCEL options and the eligibility requirements; requiring that each school principal and school district establish a process by which a parent may request student participation in whole-grade promotion, midyear promotion, and subject-matter acceleration under certain circumstances; requiring that a performance contract be executed by the student, the parent, and the school principal under certain circumstances; requiring that a student's parent be notified if a school principal initiates a student's participation in an ACCEL option; amending s. 1003.02, F.S.; requiring that school districts notify parents of options for early or accelerated high school graduation at the beginning of each school year and during registration for the next term; amending s. 1003.4156, F.S.; revising the general requirements for middle grades promotion to include one career-themed course to be completed in 6th, 7th, or 8th grade; providing requirements for the career-themed course; requiring that each school district develop or adopt the career-themed course, subject to approval by the Department of Education; creating s. 1003.4281, F.S.; providing a short title; providing a purpose; providing a definition for the term "early graduation"; requiring that each school district adopt a policy that provides a high school student with the option of graduating early; requiring that each school district notify the parent of a student who is eligible for early graduation; prohibiting a school district from preventing a student from graduating early if the student meets the requirements; providing that a student who graduates early is eligible to continue participating in activities, awards, class rankings, social events, and graduation events; authorizing a school principal or superintendent to prevent such participation under certain circumstances; providing that a student who graduates early may be denied access to the school facilities and grounds during normal operating hours; providing that a credit is equal to one-sixth full-time equivalent student; amending s. 1003.491, F.S.; revising provisions relating to the Florida Career and Professional Education Act; requiring that each district school board, in collaboration with regional workforce boards, economic development agencies, and postsecondary institutions, develop a strategic 3-year plan addressing and meeting local and regional workforce demands; authorizing school districts to offer career-themed courses; revising the requirements of the strategic 3-year plan to include career-themed courses and specified strategies; revising the period within which newly proposed core courses are to be approved or denied by the curriculum review committee; amending s. 1003.492, F.S.; revising provisions relating to industry-certification career education programs to conform to changes made by the act; amending s. 1003.493, F.S.; providing a definition for the term "career-themed course"; requiring that a student who enrolls in and completes a career-themed course or a sequence of career-themed courses receive opportunities to earn postsecondary credit if the career-themed course credits can be articulated to a postsecondary institution; providing goals of career-themed courses; providing for career-themed courses to be offered in a school-within-a-school career academy or a school providing multiple career-themed courses structured around an occupational cluster; providing requirements for career-themed courses; requiring that strategies to improve the passage rate on an industry certification examination be included in the strategic 3-year plan under certain circumstances; requiring that Workforce Florida, Inc., serve in an advisory role in the development and deployment of newly established career-themed courses; amending s. 1003.4935, F.S.; revising provisions relating to middle school career and professional academy courses to conform to changes made by the act; requiring that the Department of Education collect and report student achievement data for students who are enrolled in career-themed courses and who attain a specified industry certification; requiring that the State Board of Education adopt rules to identify industry certifications in science, technology, engineering, and mathematics offered in middle school to be included on the Industry Certified Funding List; amending s. 1008.22, F.S.; requiring that the end-of-course assessment in Algebra I be administered four times annually beginning with a specified school year; amending s. 1008.34, F.S.; revising provisions relating to school grades; requiring that the Department of Education award bonus points to a high school based on the percentage of students who earn credits in mathematics and science in excess of the general requirements for high school graduation and the percentage of students who graduate in less than 8 semesters or the equivalent; amending ss. 1009.53 and 1009.531,

F.S.; authorizing the Department of Education to evaluate students who graduate at the midpoint of the academic year for a Florida Bright Futures Scholarship award; requiring that such students be evaluated for scholarship renewal after completion of a full academic year at an eligible postsecondary education institution; requiring that students submit a completed Florida Financial Aid Application by a specified date; amending s. 1011.61, F.S.; providing reporting requirements for school districts for full-time equivalent students in courses requiring statewide end-of-course assessments; providing that a student who passes a statewide end-of-course assessment without having taken the corresponding course is one-sixth of a full-time equivalent student for funding purposes; providing for school districts to receive additional funding for students who graduate early; amending s. 1011.62, F.S.; revising provisions relating to the computation of the annual allocation of funds for school district operations to conform to changes made by the act; providing a calculation of full-time equivalent student membership for each student who completes a career-themed course or a series of career-themed courses or a career and professional academy program; providing a calculation of additional full-time equivalent membership based on accelerated high school graduation; authorizing a school district to report unpaid high school credits for students who graduate at least one semester or 1 year or more in advance of their scheduled graduation for funding purposes; providing an effective date.

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By the Committees on Budget Subcommittee on Transportation, Tourism, and Economic Development Appropriations; and Commerce and Tourism; and Senators Gardiner, Fasano, and Lynn—

**CS for CS for SB 1398**—A bill to be entitled An act relating to regional workforce boards; providing a short title; amending s. 445.003, F.S.; specifying qualified expenditures for Individual Training Accounts; amending s. 445.007, F.S.; authorizing the chief elected official in the area of a regional workforce board to appoint representatives to the board if authorized by the Governor; providing that additional members may be added to the board under certain circumstances; requiring members and the executive director of a regional workforce board to make financial disclosures; authorizing the Governor to remove board members or the executive director of the board for cause; requiring that staff of the Department of Economic Opportunity, under the direction of Workforce Florida, Inc., assign staff to review the performance of regional workforce boards; encouraging each regional workforce board to provide the greatest possible choice of training providers to those who qualify for training services; providing requirements for the procurement and expenditure of certain funds; requiring a regional workforce board to develop an annual budget, subject to the approval of the chief elected official of the area; requiring the regional workforce board to submit its budget for review to Workforce Florida, Inc.; reinstating expired provisions that restrict the ability of a regional workforce board to use state or federal funds for meals, food, or beverages and that prohibit a board from using state or federal funds for entertainment costs or recreational activities for board members or employees; reinstating expired provisions that limit the ability of a regional workforce board to enter into contracts with a member, employee, or relative of a member or employee of the board; making technical and grammatical changes; amending s. 445.009, F.S.; deleting the expiration of a provision relating to the determination of the wages of a participant in an adult or youth work experience activity; making technical and grammatical changes; requiring Workforce Florida, Inc., to evaluate the means to establish a single, statewide-workforce system brand and to report its findings and recommendations to the Governor by a specified date; providing an effective date.

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By the Committees on Budget Subcommittee on Education Pre-K - 12 Appropriations; and Education Pre-K - 12; and Senator Gardiner—

**CS for CS for SB 1402**—A bill to be entitled An act relating to digital learning; amending s. 1002.20, F.S.; providing that Florida Virtual School full-time students who meet specified academic and conduct requirements are eligible to participate in interscholastic extracurricular activities at certain public schools; amending s. 1002.321, F.S.; revising provisions relating to customized and accelerated learning through virtual instruction to include blended learning courses; prohibiting any person from taking an online course or examination on behalf of another person; providing a penalty; amending s. 1002.37, F.S.; providing that the Florida Virtual School may provide part-time instruction for stu-

dents in kindergarten through grade 12; deleting a requirement that an elementary school principal provide certain notification to parents; requiring that statewide assessments be taken at the school to which a student would be assigned according to district school board attendance area policies; requiring that a school district provide a student with access to the school's testing facilities; amending s. 1002.45, F.S.; revising provisions relating to school district options for providing full-time and part-time virtual instruction programs and the open enrollment period for participation; providing that a part-time virtual instruction program offer instruction for students enrolled in kindergarten through grade 12 courses; requiring an additional qualification for a virtual instruction program provider to obtain approval by the Department of Education; requiring that each virtual instruction program provide courses in accessible formats for students with disabilities and ensure that such courses are tailored to the individual education plans of such students; revising provisions relating to the funding of virtual instruction programs and virtual charter schools to conform to changes made by the act; amending s. 1002.455, F.S.; revising provisions relating to the eligibility of students to participate in virtual instruction programs; deleting provisions relating to virtual instruction options for which students in the school district are eligible; amending s. 1003.428, F.S.; revising provisions relating to the general requirements for high school graduation; prohibiting a school district from requiring a student to take an online course outside the school day or in addition to the student's courses for a given semester; amending s. 1003.498, F.S.; providing requirements for blended learning courses; amending s. 1003.57, F.S.; providing responsibilities and requirements for each full-time virtual instruction program enrolling public school exceptional students; amending s. 1006.15, F.S.; providing that a student enrolled in the Florida Virtual School's full-time program may participate in any interscholastic extracurricular activity at a public school under certain circumstances; amending s. 1011.61, F.S.; revising the definition of the term "full-time equivalent student" to conform to changes made by the act; conforming cross-references; amending s. 1011.62, F.S.; correcting a cross-reference; providing that full-time virtual instruction programs are eligible to report student membership in the English for Speakers of Other Languages program for funding purposes; conforming a cross-reference; providing an effective date.

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By the Committees on Budget Subcommittee on General Government Appropriations; and Regulated Industries; and Senator Gardiner—

**CS for CS for SB 1408**—A bill to be entitled An act relating to timeshares; amending s. 721.02, F.S.; revising purposes of the chapter to include the provision of certain disclosure; amending s. 721.05, F.S.; revising the definition of the term "resale service provider"; defining the terms "consumer resale timeshare interest," "consumer timeshare reseller," "resale broker," "resale brokerage services," "resale advertiser," and "resale advertising service"; amending s. 721.20, F.S.; deleting a provision requiring resale service providers to provide certain fee or cost and listing information to timeshare interest owners; creating s. 721.205, F.S.; specifying information a resale service provider must provide to the consumer timeshare reseller; prohibiting unlicensed resale service providers from engaging in certain activities; prohibiting certain services related to the offering of resale advertising by resale advertisers; providing certain restrictions on the offering of resale advertising services by resale advertisers; providing voidability of certain contracts; providing duties of a resale service provider; providing that the provision of resale advertising services in this state constitutes operating, conducting, engaging in, or carrying on a business or business venture for purposes relating to jurisdiction of the courts of this state; providing penalties; providing an effective date.

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By the Committees on Budget Subcommittee on Transportation, Tourism, and Economic Development Appropriations; and Commerce and Tourism; and Senator Bogdanoff—

**CS for CS for SB 1416**—A bill to be entitled An act relating to unemployment compensation; amending s. 443.011, F.S.; revising a short title to rename "unemployment compensation" as "reemployment assistance"; amending s. 443.012, F.S.; renaming the Unemployment Appeals Commission as the Reemployment Assistance Appeals Commission; amending s. 443.036, F.S.; providing a definition for the term "reemployment assistance"; revising references to conform to changes made by the act; amending s. 443.071, F.S.; specifying what constitutes

prima facie evidence that the person claimed and received reemployment assistance from the state through transaction history and payment; revising references to conform to changes made by the act; amending s. 443.091, F.S.; providing scoring requirements relating to initial skills reviews; providing for workforce training for certain eligible claimants; requiring the development and use of best practices; providing reporting requirements; providing work search requirements for certain claimants; revising references to conform to changes made by the act; providing for the applicability of certain exceptions relating to benefits based on employment with a private employer under contract with an educational institution; amending s. 443.101, F.S.; clarifying how a disqualification for benefits for fraud is imposed; revising references to conform to changes made by the act; amending s. 443.1216, F.S.; providing that employee leasing companies may make a one-time election to report leased employees under the respective unemployment account of each leasing company client; providing procedures and application for such election; revising references to conform to the changes made by this act; amending s. 443.1217, F.S.; reducing the amount of an employee's wages that are exempt from the employer's contribution to the Unemployment Compensation Trust Fund for a certain period of time; amending s. 443.131, F.S.; revising the rate and recoupment period for computing the employer contribution to the trust fund until January 1, 2018; providing for retroactive application; prohibiting benefits from being charged to the employment record of an employer that is forced to lay off workers as a result of a manmade disaster of national significance; revising references to conform to changes made by the act; amending s. 443.151, F.S.; revising the statute of limitations related to the collection of unemployment compensation benefits overpayments; revising references to conform to changes made by the act; amending s. 443.171, F.S.; deleting an exemption from public records requirements for unemployment compensation records and reports; revising references to conform to changes made by the act; amending s. 443.1715, F.S.; revising an exemption from public records requirements for unemployment compensation records and reports; revising references to conform to changes made by the act; amending ss. 20.60, 27.52, 40.24, 45.031, 55.204, 57.082, 61.046, 61.1824, 61.30, 69.041, 77.041, 110.205, 110.502, 120.80, 125.9502, 212.096, 213.053, 216.292, 220.03, 220.181, 220.191, 220.194, 222.15, 222.16, 255.20, 288.075, 288.1045, 288.106, 288.1081, 288.1089, 334.30, 408.809, 409.2563, 409.2576, 414.295, 435.06, 440.12, 440.15, 440.381, 440.42, 443.051, 443.111, 443.1113, 443.1116, 443.1215, 443.1312, 443.1313, 443.1315, 443.1316, 443.1317, 443.141, 443.163, 443.17161, 443.181, 443.191, 443.221, 445.009, 445.016, 446.50, 448.110, 450.31, 450.33, 468.529, 553.791, 624.509, 679.4061, 679.4081, 895.02, 896.101, 921.0022, 946.513, 946.523, 985.618, 1003.496, 1008.39, and 1008.41, F.S.; revising references to conform to changes made by the act; revising, readopting, and amending s. 443.1117, F.S., relating to temporary extended benefits; providing for retroactive application; providing for applicability relating to extended benefits for certain weeks and for periods of high unemployment; providing for applicability; creating a work group to study Florida's reemployment assistance contribution calculation and provide recommendations; providing for membership; providing for reimbursement; providing for future expiration; providing for severability; providing that the act fulfills an important state interest; providing appropriations for purposes of implementation; providing effective dates.

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By the Committees on Budget Subcommittee on General Government Appropriations; and Banking and Insurance; and Senator Smith—

**CS for CS for SB 1428**—A bill to be entitled An act relating to insurance; amending s. 624.307, F.S.; authorizing the Office of Insurance Regulation to expend funds for the professional development of its employees; amending s. 627.4133, F.S.; providing that the transfer of a policy to certain other insurers is considered a renewal of the policy rather than a cancellation or nonrenewal; requiring notice of such transfer; specifying which types of policies such transfer provisions apply to; amending s. 627.442, F.S.; exempting certain insurers from performing onsite premium audits for workers' compensation insurance; providing an effective date.

By the Committees on Budget Subcommittee on Transportation, Tourism, and Economic Development Appropriations; and Governmental Oversight and Accountability; and Senator Gaetz—

**CS for CS for SB 1464**—A bill to be entitled An act relating to public records; creating s. 119.035, F.S.; declaring that it is the policy of this state that the provisions of ch. 119, F.S., apply to certain constitutional officers upon their election to public office; requiring that such officers adopt and implement reasonable measures to ensure compliance with the public records obligations set forth in ch. 119, F.S.; requiring that the public records of such officers be maintained in accordance with the policies and procedures of the public offices to which the officers have been elected; requiring that online and electronic communication and recordkeeping systems preserve the records on such systems so as to not impair the ability of the public to inspect or copy such public records; requiring that such officers, as soon as practicable upon taking the oath of office, deliver to the person or persons responsible for records and information management, all public records kept or received in the transaction of official business during the period following election to public office; defining the term “officers-elect” as used in s. 119.035, F.S.; amending s. 286.011, F.S.; revising public meeting requirements to apply the requirements to meetings with or attended by newly elected members of boards and commissions of any state agency or authority or of any agency of authority of any county, municipal corporation, or political subdivision; reenacting s. 112.3215(8)(b), F.S., relating to lobbying before the executive branch or the Constitution Revision Commission, to incorporate the amendment made to s. 286.011, F.S., in a reference thereto; providing an effective date.

By the Committees on Budget Subcommittee on General Government Appropriations; Community Affairs; and Health Regulation; and Senators Gaetz and Garcia—

**CS for CS for CS for SB 1568**—A bill to be entitled An act relating to the sale or lease of a county, district, or municipal hospital; amending s. 155.40, F.S.; defining the terms; requiring that the governing board of a county, district, or municipal hospital evaluate the possible benefits to an affected community from the sale or lease of the hospital facility to a not-for-profit or for-profit entity within a specified time period; specifying the actions the board must take in evaluating whether to sell or lease the public hospital; requiring the board to determine whether qualified purchasers or lessees exist; specifying the factors that must be considered by the governing board before accepting a proposal to sell or lease the hospital; requiring the board to state in writing detailed findings related to its decision to accept or reject the proposal; requiring the governing board to make public the required findings and documents and to publish a notice of the proposed transaction in one or more newspapers of general circulation in the county in which the majority of the physical assets of the hospital are located; allowing persons to submit written comments regarding the proposed transaction; providing that the sale or lease is subject to the approval of the Chief Financial Officer; requiring the governing board to file a petition with the Chief Financial Officer seeking approval of the proposed transaction within a specified time period; requiring the Chief Financial Officer or his or her designee to issue a final order approving or denying the proposed transaction; specifying the criteria upon which the Chief Financial Officer must base his or her decision; authorizing an interested party to appeal the decision of the Chief Financial Officer; requiring that all costs be paid by the governing board unless an interested party contests the action, in which case the court may assign costs equitably to the parties; providing for the distribution of proceeds from the transaction; exempting the sale or lease of specified physical property of a county, district, or municipal hospital from processes required for the approval of a sale or lease of county, district, or municipal hospital property; providing an exemption from complying with the requirements of the act under certain circumstances; exempting application of the act to hospitals or health care systems for which a letter of intent to sell or lease is executed before a specified date; creating s. 155.401, F.S.; providing that the purposes for which a special taxing district may appropriate funds from the sale or lease of a hospital or health care system include the promotion and support of economic growth in the district and county in which the taxing district is located and the furthering of the purposes of the taxing district; providing that any general or special law that is inconsistent with or otherwise in conflict with the act is specifically superseded by the act; amending s. 395.002, F.S.; revising the definition of the term “accrediting organizations”; reenacting s. 395.003(2)(c), F.S.,

relating to licensure and regulation of hospitals, to incorporate the amendment made to s. 395.002, F.S., in a reference thereto; amending s. 395.3036, F.S.; conforming cross-references; providing an effective date.

By the Committees on Budget Subcommittee on General Government Appropriations; and Banking and Insurance; and Senator Thrasher—

**CS for CS for SB 1586**—A bill to be entitled An act relating to money services businesses; amending s. 560.103, F.S.; defining terms for purposes of provisions regulating money services businesses; amending s. 560.109, F.S.; revising the frequency and notice requirements for examinations and investigations by the Office of Financial Regulation of money services business licensees; amending s. 560.111, F.S.; prohibiting money services businesses, authorized vendors, and affiliated parties from knowingly possessing certain paraphernalia used or intended or designed for use in misrepresenting a customer's identity, for which penalties apply; prohibiting certain persons from providing a customer's personal identification information to a money services business licensee and providing penalties; reenacting s. 560.114(1)(h), F.S., relating to penalties for certain prohibited acts by money services businesses, to incorporate the amendment made by the act to s. 560.111, F.S., in a reference thereto; amending s. 560.114, F.S.; prohibiting certain acts by money services businesses, authorized vendors, and affiliated parties, for which penalties apply; revising the conditions for which a money services business license may be suspended; amending ss. 560.126 and 560.309, F.S.; requiring a money services business licensee to maintain its own federally insured depository account and deposit into the account any payment instruments cashed; requiring a licensee to notify the office and cease to cash payment instruments if the licensee ceases to maintain the account; prohibiting a licensee from accepting or cashing a payment instrument from a conductor who is not the original payee; authorizing a licensee to accept or cash a corporate payment instrument from certain conductors; establishing a limit on the amount of fees that licensees may charge for the direct costs of verification of payment instruments cashed; amending s. 560.310, F.S.; revising requirements for the records that a money services business licensee must maintain related to the payment instruments cashed; creating s. 560.311, F.S.; requiring money services business licensees to submit certain transaction information to the Office of Financial Regulation related to the payment instruments cashed; requiring the office to maintain the transaction information in a centralized database; authorizing the Financial Services Commission to prescribe the time, format, and manner for licensees to submit the transaction information; requiring that the database be designed to interface with certain other state databases; providing a transaction fee for the submission of transaction information; authorizing the commission to adopt rules for the operation and security of the database; providing effective dates.

By the Committees on Budget Subcommittee on Education Pre-K - 12 Appropriations; and Education Pre-K - 12; and Senator Dean—

**CS for CS for SB 1610**—A bill to be entitled An act relating to education; amending s. 1012.467, F.S.; requiring the Department of Education to create a uniform, statewide identification badge to be worn by noninstructional contractors signifying that a contractor has met specified requirements; requiring school districts to issue the identification badge to a qualified contractor; providing that the identification badge shall be recognized by all school districts; providing that the identification badge is valid for 5 years; establishing conditions for return of an identification badge; requiring the department to determine a uniform cost that a school district may charge a contractor for receipt of the identification badge, which shall be borne by the contractor; providing an exception for certain contractors; providing an effective date.

By the Committees on Budget Subcommittee on General Government Appropriations; and Banking and Insurance; and Senator Richter—

**CS for CS for SB 1620**—A bill to be entitled An act relating to insurance; amending s. 320.27, F.S.; providing that a salvage motor vehicle dealer is not required to carry certain insurance on vehicles that cannot be legally operated on roads, highways, or streets; amending s. 624.402, F.S.; revising a provision exempting alien insurers from the requirement to obtain a certificate of authority; revising the definition of the term “nonresident”; providing that a life insurance policy or annuity contract may be issued by an insurer domiciled outside the United States under



certain conditions; specifying the terms and conditions that must be satisfied before an alien insured may issue a policy or contract; authorizing the Office of Insurance Regulation to conduct an examination of an alien insurer if the office has reason to believe that the insurer is insolvent or is in unsound financial condition; providing that an alien insurer issuing policies or contracts in this state is subject to the Unfair Insurance Trade Practices Act; providing that policies and contracts issued pursuant to the act are not subject to the premium tax; requiring that an application for a life insurance policy or an annuity contract contain certain specified statements to protect consumers; amending s. 624.4625, F.S.; authorizing corporation not for profit self-insurance funds that are required to maintain a continuing program of excess insurance coverage and reserve evaluation to purchase excess insurance from eligible surplus lines insurers or reinsurers; authorizing certain corporation not for profit self-insurance funds to purchase certain group insurance coverage for its members; providing requirements and conditions relating to such purchases; amending s. 624.501, F.S.; conforming a cross-reference; amending s. 624.610, F.S.; revising provisions specifying which insurers are not subject to certain filing requirements relating to reinsurance; amending s. 626.261, F.S.; authorizing the Department of Financial Services to provide examinations in Spanish; amending s. 626.321, F.S.; revising provisions relating to limited licenses for travel insurance; providing that a full-time salaried employee of a licensed general lines agent or a business entity that offers travel planning services may be issued such license under certain circumstances; amending s. 626.7491, F.S.; clarifying the definition of the term "licensed insurer" or "insurer"; creating s. 626.8675, F.S.; providing that provisions relating to insurance adjusters do not apply to individuals who conduct data entry into an automated claims adjustment system for portable electronics insurance claims; amending s. 626.9201, F.S.; providing certain exceptions to the notice of cancellation or nonrenewal requirements; amending s. 626.9541, F.S.; adding the practice of knowingly altering property and casualty certificates of insurance to the list of unfair or deceptive acts or practices; amending s. 627.351, F.S.; increasing the amount of surplus required for an association to qualify as a limited apportionment company; requiring the corporation to offer certain types of basic personal lines policies; providing valuation criteria for establishing replacement costs for coverage on a dwelling issued by the corporation; creating s. 627.6011, F.S.; providing that mandatory health benefits apply only to certain health benefit plans; amending s. 627.6699, F.S.; revising the definition of "carrier"; amending s. 627.7015, F.S.; revising provisions relating to alternative procedures for the resolution of disputed property insurance claims; amending s. 627.707, F.S.; defining the term "rebate"; amending s. 627.7295, F.S.; revising provisions relating to cancellation for nonpayment of premiums for motor vehicle insurance; amending s. 627.736, F.S.; clarifying provisions relating to the amount of interest on overdue payments for personal injury protection benefits; amending s. 627.7405, F.S.; providing that certain owners or registrants are not liable for an insurers' right of reimbursement; amending s. 628.901, F.S.; providing definitions; repealing s. 628.903, F.S., relating to the definition of the term "industrial insured captive insurer"; amending s. 628.905, F.S.; expanding the kinds of insurance for which a captive insurer may seek licensure; limiting the risks that certain captive insurers may insure; specifying requirements and conditions relating to a captive insurer's authority to conduct business; requiring that before licensure certain captive insurers must file or submit to the Office of Insurance Regulation specified information, documents, and statements; requiring a captive insurance company to file specific evidence with the office relating to the financial condition and quality of management and operations of the company; specifying certain fees to be paid by captive insurance companies; authorizing a foreign or alien captive insurance company to become a domestic captive insurance company by complying with specified requirements; authorizing the office to waive any requirements for public hearings relating to the redomestication of an alien captive insurance company; creating s. 628.906, F.S.; requiring biographical affidavits, background investigations, and fingerprint cards for all officers and directors; providing restrictions on officers and directors involved with insolvent insurers under certain conditions; providing restrictions on officers and directors that are found guilty of, or have pleaded guilty or nolo contendere to, any felony or crime involving moral turpitude, including a crime of dishonesty or breach of trust; amending s. 628.907, F.S.; revising capitalization requirements for specified captive insurance companies; requiring capital of specified captive insurance companies to be held in certain forms; requiring contributions to captive insurance companies that are stock insurer corporations to be in a certain form; authorizing the office to issue a captive insurance company license conditioned upon certain

evidence relating to possession of specified capital; authorizing revocation of a conditional license under certain circumstances; authorizing the office to prescribe certain additional capital and net asset requirements; requiring such additional requirements relating to capital and net assets to be held in specified forms; requiring dividends or distributions of capital or surplus to meet certain conditions and be approved by the office; requiring certain irrevocable letters of credit to meet certain standards; creating s. 628.908, F.S.; prohibiting the issuance of a license to specified captive insurance companies unless such companies possess and maintain certain levels of unimpaired surplus; authorizing the office to condition issuance of a captive insurance company license upon the provision of certain evidence relating to the possession of a minimum amount of unimpaired surplus; authorizing revocation of a conditional license under certain circumstances; requiring dividends or distributions of capital or surplus to meet certain conditions and be approved by the office; requiring certain irrevocable letters of credit to meet certain standards; amending s. 628.909, F.S.; providing for applicability of certain statutory provisions to specified captive insurers; creating s. 628.910, F.S.; providing requirements, options, and conditions relating to how a captive insurance company may be incorporated or organized as a business; amending s. 628.911, F.S.; providing reporting requirements for specified captive insurance companies and captive reinsurance companies; creating s. 628.912, F.S.; authorizing a captive reinsurance company to discount specified losses subject to certain conditions; amending s. 628.913, F.S.; authorizing a captive reinsurance company to apply to the office for licensure to write reinsurance covering property and casualty insurance or reinsurance contracts; authorizing the office to allow a captive reinsurance company to write reinsurance contracts covering risks in any state; specifying that a captive reinsurance company is subject to specified requirements and must meet specified conditions in order to conduct business in this state; creating s. 628.914, F.S.; specifying requirements and conditions relating to the capitalization or maintenance of reserves by a captive reinsurance company; creating s. 628.9141, F.S.; specifying requirements and conditions relating to the incorporation of a captive reinsurance company; creating s. 628.9142, F.S.; providing for the effect on reserves of certain actions taken by a captive insurance company relating to providing reinsurance for specified risks; creating s. 628.918, F.S.; requiring a specified percentage of a captive reinsurance company's assets to be managed by an asset manager domiciled in this state; creating s. 628.919, F.S.; authorizing the Financial Services Commission to adopt rules establishing certain standards for control of an unaffiliated business by a parent or affiliated company relating to coverage by a pure captive insurance company; creating s. 628.920, F.S.; requiring that a licensed captive insurance company must be considered for issuance of a certificate of authority as an insurer under certain circumstances; amending s. 631.271, F.S.; providing for the order of distribution for interest on allowed claims; providing that if CS for SB 578 or similar legislation becomes law, a surplus lines insurer removing policies from the Citizens Property Insurance Corporation must maintain a certain financial rating; providing effective dates.

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By the Committees on Budget Subcommittee on Higher Education Appropriations; and Higher Education; and Senators Oelrich and Lynn—

**CS for CS for SB 1752**—A bill to be entitled An act relating to state universities of academic and research excellence and national preeminence; creating s. 1001.765, F.S.; providing a short title; establishing a collaborative partnership between the Board of Governors of the State University System and the Legislature to elevate the academic and research excellence and national preeminence of the highest-performing state research universities; authorizing a state research university that meets specified criteria, verified by the Board of Governors, to establish student tuition and fees at differentiated and market rates; providing certain conditions for implementing tuition and fee increases; establishing academic and research excellence standards for state universities of national preeminence; specifying requirements relating to debt service obligations; establishing procedures to obtain certain budget authorization for the 2012-2013 fiscal year; establishing procedures for institutional legislative budget requests for certain tuition and fee increases; authorizing state universities of national preeminence to establish required courses for certain students; encouraging the Board of Governors to identify, grant, and recommend flexibilities to achieve goals and improve the national rankings of programs of excellence; re-



quiring the Board of Governors to oversee implementation; providing an effective date.

By the Committees on Budget Subcommittee on Health and Human Services Appropriations; and Health Regulation; and Senator Garcia—

**CS for CS for SB 1884**—A bill to be entitled An act relating to health regulation by the Agency for Health Care Administration; amending s. 83.42, F.S., relating to exclusions from part II of ch. 83, F.S., the Florida Residential Landlord and Tenant Act; clarifying that the procedures in s. 400.0255, F.S., for transfers and discharges are exclusive to residents of a nursing home licensed under part II of ch. 400, F.S.; amending s. 112.0455, F.S., relating to the Drug-Free Workplace Act; deleting a provision regarding retroactivity of the act; deleting a provision specifying that the act does not abrogate the right of an employer under state law to conduct drug tests before a certain date; deleting a provision that requires a laboratory to submit to the Agency for Health Care Administration a monthly report containing statistical information regarding the testing of employees and job applicants; amending s. 318.21, F.S.; providing that a portion of the additional fines assessed for traffic violations within an enhanced penalty zone be remitted to the Department of Revenue and deposited into the Brain and Spinal Cord Injury Trust Fund of the Department of Health to serve certain Medicaid recipients; repealing s. 383.325, F.S., relating to confidentiality of inspection reports of licensed birth center facilities; creating s. 385.2031, F.S.; designating the Florida Hospital/Sanford-Burnham Translational Research Institute for Metabolism and Diabetes as a resource for research in the prevention and treatment of diabetes; amending s. 395.002, F.S.; revising the definition of the terms “accrediting organizations” and “urgent care center” as they relate to hospital licensing and regulation; amending s. 395.003, F.S.; deleting an obsolete provision; authorizing a specialty-licensed children’s hospital that has at least a specified number of licensed neonatal intensive care unit beds to provide obstetrical services that are restricted to the diagnosis, care, and treatment of certain pregnant women; authorizing the Agency for Health Care Administration to adopt rules; amending s. 395.0161, F.S.; deleting a requirement that facilities licensed under part I of ch. 395, F.S., pay licensing fees at the time of inspection; amending s. 395.0193, F.S.; requiring a licensed facility to report certain peer review information and final disciplinary actions to the Division of Medical Quality Assurance of the Department of Health rather than the Division of Health Quality Assurance of the Agency for Health Care Administration; amending s. 395.1023, F.S.; providing for the Department of Children and Family Services rather than the Department of Health to perform certain functions with respect to child protection cases; requiring certain hospitals to notify the Department of Children and Family Services of compliance; amending s. 395.1041, F.S., relating to hospital emergency services and care; deleting obsolete provisions; repealing s. 395.1046, F.S., relating to complaint investigation procedures; amending s. 395.1055, F.S.; requiring that licensed facility beds conform to standards specified by the Agency for Health Care Administration, the Florida Building Code, and the Florida Fire Prevention Code; amending s. 395.107, F.S.; requiring that urgent care centers publish and post a schedule of charges for services provided to patients; specifying text display requirements; requiring the schedule to be in language comprehensible to a layperson; providing schedule requirements; specifying posting size and allowing for electronic posting; providing an exception; amending s. 400.9935, F.S.; specifying posting size and allowing for electronic posting of a schedule of charges for services provided to patients at a clinic; amending s. 395.3025, F.S.; authorizing the disclosure of patient records to the Department of Health rather than the Agency for Health Care Administration in accordance with an issued subpoena; requiring the department, rather than the agency, to make available, upon written request by a practitioner against whom probable cause has been found, any patient records that form the basis of the determination of probable cause; amending s. 395.3036, F.S.; correcting a cross-reference; repealing s. 395.3037, F.S., relating to redundant definitions for the Department of Health and the Agency for Health Care Administration; amending s. 395.4025, F.S.; providing an exemption for certain public teaching hospitals operating multiple facilities on separate premises under a single license from the requirement for a separate application for recognition as a trauma center by the Agency for Health Care Administration; amending s. 395.602, F.S.; revising the definition of the term “rural hospital” to delete an obsolete provision; amending s. 400.021, F.S.; revising the definitions of the terms “geriatric outpatient clinic” and “resident care plan”; amending s. 400.275, F.S.; revising agency duties with regard to training

nursing home surveyor teams; revising requirements for team members; amending s. 400.474, F.S.; revising the requirements for a quarterly report submitted to the Agency for Health Care Administration by each home health agency; amending s. 400.484, F.S.; revising the classification of violations by a home health agency for which the agency imposes an administrative fine; amending and reenacting s. 400.506, F.S., relating to licensure of nurse registries, to incorporate the amendment made to s. 400.509, F.S., in a reference thereto; authorizing an administrator to manage up to five nurse registries under certain circumstances; requiring an administrator to designate, in writing, for each licensed entity, a qualified alternate administrator to serve during the administrator’s absence; amending s. 400.509, F.S.; providing that organizations that provide companion services only to persons with developmental disabilities, under contract with the Agency for Persons with Disabilities, are exempt from registration with the Agency for Health Care Administration; amending s. 400.601, F.S.; redefining the term “hospice” to include a limited liability company as it relates to nursing homes and related health care facilities; amending s. 400.606, F.S.; revising the content requirements of the plan accompanying an initial or change-of-ownership application for licensure of a hospice; revising requirements relating to certificates of need for certain hospice facilities; amending s. 400.915, F.S.; correcting an obsolete cross-reference to administrative rules; amending s. 400.931, F.S.; requiring each applicant for initial licensure, change of ownership, or license renewal to operate a licensed home medical equipment provider at a location outside the state to submit documentation of accreditation, or an application for accreditation, from an accrediting organization that is recognized by the Agency for Health Care Administration; requiring an applicant that has applied for accreditation to provide proof of accreditation within a specified time; deleting a requirement that an applicant for a home medical equipment provider license submit a surety bond to the agency; amending s. 400.967, F.S.; revising the classification of violations by intermediate care facilities for the developmentally disabled; providing a penalty for certain violations; amending s. 400.9905, F.S.; revising the definitions of the terms “clinic” and “portable equipment provider”; authorizing the Agency for Health Care Administration to deny or revoke an exemption from licensure based on certain criteria if a health care clinic receives payment for health care services under personal injury protection insurance coverage; including health services provided at multiple locations within the definition of the term “portable health service or equipment provider”; amending s. 400.991, F.S.; conforming terminology; revising application requirements relating to documentation of financial ability to operate a mobile clinic; amending s. 408.033, F.S.; providing that fees assessed on selected health care facilities and organizations may be collected prospectively at the time of licensure renewal and prorated for the licensing period; amending s. 408.034, F.S.; revising agency authority relating to licensing of intermediate care facilities for the developmentally disabled; amending s. 408.036, F.S.; deleting an exemption from certain certificate-of-need review requirements for a hospice or a hospice inpatient facility; amending s. 408.037, F.S.; revising requirements for the financial information to be included in an application for a certificate of need; amending s. 408.043, F.S.; revising requirements for certain free-standing inpatient hospice care facilities to obtain a certificate of need; amending s. 408.061, F.S.; revising data reporting requirements for health care facilities; amending s. 408.07, F.S.; deleting a cross-reference; amending s. 408.10, F.S.; removing agency authority to investigate certain consumer complaints; amending s. 408.7056, F.S.; providing that the Subscriber Assistance Program applies to health plans that meet certain requirements; repealing s. 408.802(11), F.S.; removing applicability of part II of ch. 408, F.S., relating to general licensure requirements, to private review agents; amending s. 408.804, F.S.; providing penalties for altering, defacing, or falsifying a license certificate issued by the agency or displaying such an altered, defaced, or falsified certificate; amending s. 408.806, F.S.; revising agency responsibilities for notification of licensees of impending expiration of a license; requiring payment of a late fee for a license application to be considered complete under certain circumstances; amending s. 408.8065, F.S.; revising the requirements for becoming licensed as a home health agency, home medical equipment provider, or health care clinic; amending s. 408.809, F.S.; revising provisions to include a schedule for background rescreenings of certain employees; amending s. 408.810, F.S.; requiring that the controlling interest of a health care licensee notify the agency of certain court proceedings; providing a penalty; amending s. 408.813, F.S.; authorizing the agency to impose fines for unclassified violations of part II of ch. 408, F.S.; amending s. 409.912, F.S.; revising the components of the Medicaid prescribed-drug spending-control program;

amending s. 409.91195, F.S.; revising the membership of the Medicaid Pharmaceutical and Therapeutics Committee; providing the requirements for the members; providing terms of membership; requiring the Agency for Health Care Administration to serve as staff for the committee and assist the committee with its duties; providing additional requirements for presenting public testimony to include a product on a preferred drug list; requiring that the committee be informed in writing of the agency's action when the agency does not follow the recommendation of the committee; repealing s. 429.11(6), F.S., relating to provisional licenses for assisted living facilities; amending s. 429.294, F.S.; revising a cross-reference; amending s. 429.71, F.S.; revising the classification of violations; amending s. 429.915, F.S.; revising agency responsibilities regarding the issuance of conditional licenses; amending ss. 430.80 and 430.81, F.S.; conforming cross-references; repealing s. 440.102(9)(d), F.S., relating to a requirement that laboratories submit to the Agency for Health Care Administration a monthly report containing statistical information regarding the testing of employees and job applicants; amending s. 465.014, F.S.; providing that the provisions governing pharmacy technicians do not apply to a practitioner authorized to dispense drugs or a medical assistant or licensed health care professional acting under the direct supervision of such a practitioner under certain circumstances; amending s. 483.035, F.S.; providing for a clinical laboratory to be operated by certain nurses; amending s. 483.051, F.S.; requiring the Agency for Health Care Administration to provide for biennial licensure of all nonwaived laboratories that meet certain requirements; requiring the agency to prescribe qualifications for such licensure; defining nonwaived laboratories as laboratories that do not have a certificate of waiver from the Centers for Medicare and Medicaid Services; deleting requirements for the registration of an alternate site testing location when the clinical laboratory applies to renew its license; amending s. 483.245, F.S.; prohibiting a clinical laboratory from placing a specimen collector or other personnel in any physician's office, unless the clinical lab and the physician's office are owned and operated by the same entity; authorizing a person who is aggrieved by a violation to bring a civil action for appropriate relief; amending s. 483.294, F.S.; revising the frequency of agency inspections of multiphasic health testing centers; amending s. 499.003, F.S.; redefining the term "wholesale distribution" with regard to the Florida Drug and Cosmetic Act to remove certain requirements governing prescription drug inventories; creating s. 624.49, F.S.; prohibiting a managed care entity, insurance carrier, self-insured entity, or third-party administrator, or an agent thereof, from imposing a contracted reimbursement rate on a medical provider for certain goods or services unless the carrier directly contracts with the provider for that rate; amending and creating, respectively, ss. 627.602 and 627.6513, F.S.; providing that the Uniform Health Carrier External Review Model Act and the Employee Retirement Income Security Act apply to individual and group health insurance policies except those subject to the Subscriber Assistance Program under s. 408.7056, F.S.; creating s. 641.312, F.S.; requiring the Financial Services Commission to adopt rules to administer the National Association of Insurance Commissioners' Uniform Health Carrier External Review Model Act; providing that the Uniform Health Carrier External Review Model Act does not apply to a health maintenance contract that is subject to the Subscriber Assistance Program under s. 408.7056, F.S.; amending s. 651.118, F.S.; conforming a cross-reference; providing a directive to the Division of Statutory Revision; providing effective dates.

## MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

The Governor advised that he had filed with the Secretary of State CS for SB 2 which he approved on March 1, 2012.

### EXECUTIVE APPOINTMENTS SUBJECT TO CONFIRMATION BY THE SENATE:

The Secretary of State has certified that pursuant to the provisions of section 114.05, Florida Statutes, certificates subject to confirmation by the Senate have been prepared for the following:

#### Office and Appointment

Board of Trustees of Miami-Dade College		
Appointee:	Leon III, Benjamin, Coral Gables	05/31/2014

For Term  
Ending

#### Office and Appointment

Board of Trustees of Tallahassee Community College		
Appointees:	Callaway, Donna G., Tallahassee Moore, Karen B., Tallahassee	05/31/2015 05/31/2014
Florida Elections Commission		
Appointee:	Stern, Esquire, Barbra A., Ft. Lauderdale	12/31/2015
Board of Professional Engineers		
Appointee:	Todd, Jr., Kenneth S., West Palm Beach	10/31/2015
Commission on Ethics		
Appointee:	Weston, Esquire, Stanley M., Jacksonville	06/30/2013
Florida Inland Navigation District		
Appointee:	Kavanagh, Gail, Port St. Lucie	01/09/2015
Apalachee Regional Planning Council, Region 2		
Appointee:	Hammond, Michael L., White City	10/01/2013
Tampa Bay Regional Planning Council, Region 8		
Appointee:	Wishnatzki, Gary, Tampa	10/01/2013
Southwest Florida Regional Planning Council, Region 9		
Appointee:	Reynolds, Alan D., Naples	10/01/2014

**Referred to the Rules Subcommittee on Ethics and Elections.**

## MESSAGES FROM THE HOUSE OF REPRESENTATIVES

### FIRST READING

The Honorable Mike Haridopolos, President

I am directed to inform the Senate that the House of Representatives has passed CS for HB 31, CS for HB 59, CS for HB 267, CS for HB 435, HB 577, CS for HB 593, HB 601, HB 605, CS for HB 619, CS for HB 637, HB 665, CS for CS for HB 667, CS for HB 699, CS for HB 867, CS for HB 869, HB 975, CS for HB 1033, HB 1183, CS for HB 1255, CS for CS for HB 1299, HB 1301, HB 1325, HB 1483, CS for HB 1495, HB 1513, HB 4003, HB 4027, HB 4039, HB 4075, HB 4139, HB 4163, HB 4175, CS for HB 7003, HB 7075, HB 7107, HB 7121; has passed as amended CS for HB 575, CS for HB 1197, CS for HB 1481, CS for HB 7041; has passed by the required constitutional two-thirds vote of the members voting CS for CS for HB 1193; has adopted HM 83, HM 611 and requests the concurrence of the Senate.

Robert L. "Bob" Ward, Clerk

By Criminal Justice Subcommittee and Representative(s) Rooney, Adkins, Ahern, Albritton, Baxley, Broxson, Caldwell, Campbell, Costello, Gaetz, Hager, Harrell, Jenne, Julien, Kiar, McBurney, Metz, Perry, Pilon, Plakon, Porter, Porth, Roberson, K., Stargel, Weinstein, Williams, T.—

**CS for HB 31**—A bill to be entitled An act relating to protest activities; creating s. 871.015, F.S.; providing definitions; prohibiting engaging in protest activities within a specified distance of the property line of the location of a funeral, burial, or memorial service; providing criminal penalties; providing an effective date.

—was referred to the Committees on Regulated Industries; and Criminal Justice.

By Business & Consumer Affairs Subcommittee and Representative(s) Ray, Abruzzo, Adkins, Ahern, Bernard, Crisafulli, Davis, Ford, Hukill, Jones, Mayfield, McBurney, Nuñez, Perman, Perry, Pilon, Porter, Porth, Renuart, Rogers, Van Zant, Wood—

**CS for HB 59**—A bill to be entitled An act relating to spaceport territory; amending s. 331.304, F.S.; revising spaceport territory to include certain properties; providing an effective date.

—was referred to the Committees on Military Affairs, Space, and Domestic Security; Commerce and Tourism; Community Affairs; Budget Subcommittee on Finance and Tax; and Budget.

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By Community & Military Affairs Subcommittee and Representative(s) Hudson—

**CS for HB 267**—A bill to be entitled An act relating to the East Naples Fire Control and Rescue District, Collier County; amending chapter 2000-444, Laws of Florida, as amended by chapter 2004-433, Laws of Florida, to revise the district's charter; providing for incorporation; providing that the district is an independent special district; providing for charter amendments; revising boundaries; providing for annexation; revising provisions relating to the board of commissioners; revising duties, powers, and authority of the board; revising powers of the district; providing for the financing of the district; providing a savings clause for the district's current authority to levy up to 1.5 millage; providing for bonds; providing for reimbursement to the county when a referendum is required; providing for impact fees; providing for the collection and disbursement of such fees; providing for deposit of taxes, assessments, and fees and authority to disburse funds; providing for elections; requiring district planning; providing for immunity from tort liability; providing for dissolution procedures; providing for exemption from taxation; providing for liberal construction; providing for severability; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

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By Community & Military Affairs Subcommittee and Representative(s) Porter—

**CS for HB 435**—A bill to be entitled An act relating to Gilchrist County; amending chapter 90-467, Laws of Florida; authorizing the School Board of Gilchrist County to issue bonds to finance and refinance the construction of educational facilities and purchase of equipment; authorizing the school board to issue refunding bonds and bond anticipation notes; requiring the school board to pay the principal of, premium for, and interest on such bonds out of funds that accrue annually to Gilchrist County and are allocated to the school board and from certain other moneys of the school board; providing for the investment of the proceeds of the sale of bonds; making the bonds legal investments, lawful collateral for public deposits, and negotiable instruments; providing that a referendum is not required to exercise any powers under the act, unless required by the State Constitution; affirming the distribution of funds that accrue to Gilchrist County and are allocated to the district school board and the board of county commissioners; providing construction; amending chapter 63-942, Laws of Florida, as amended; updating statutory references; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

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By Representative(s) Young, Cruz—

**HB 577**—A bill to be entitled An act relating to the City Pension Fund for Firefighters and Police Officers in the City of Tampa, Hillsborough County; authorizing the City of Tampa to enter into a supplemental contract with certain firefighters and police officers to increase the amount of pension received by a widow or widower or child or children should a member lose his or her life or later die from injuries or causes occurring while in the discharge of duties; allowing a joint annuitant who is also a lawfully wedded spouse to be eligible for a 13th check; confirming in part the City of Tampa Firefighters and Police Officers Pension Contract; providing for severability; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

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By Community & Military Affairs Subcommittee and Representative(s) Mayfield—

**CS for HB 593**—A bill to be entitled An act relating to the North St. Lucie River Water Control District, St. Lucie County; providing an expiration date for the district contingent upon the district's submission of a draft codified charter to the Legislature; providing a repeal date for the act if a bill to codify the charter of the district is not filed by a specified date; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

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By Representative(s) Mayfield—

**HB 601**—A bill to be entitled An act relating to the Sebastian Inlet Tax District, Brevard and Indian River Counties; amending chapter 2003-373, Laws of Florida; requiring the members of the district's board of commissioners to be elected by a plurality of the qualified electors of the district; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

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By Representative(s) Harrison—

**HB 605**—A bill to be entitled An act relating to Hillsborough County; amending chapter 2004-466, Laws of Florida; authorizing purchases of goods and services by the county and other public bodies operating in the county under bids submitted to tax-exempt organizations under the provisions of section 501(c)(3) of the Internal Revenue Code which are organized exclusively to assist governmental entities in serving and representing citizens; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

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By Community & Military Affairs Subcommittee and Representative(s) Mayfield—

**CS for HB 619**—A bill to be entitled An act relating to the Fort Pierce Farms Water Control District, St. Lucie County; providing an expiration date for the district contingent upon the district's submission of a draft codified charter to the Legislature; providing a repeal date for the act if a bill to codify the charter of the district is not filed by a specified date; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

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By Community & Military Affairs Subcommittee and Representative(s) Smith—

**CS for HB 637**—A bill to be entitled An act relating to Citrus County; amending chapter 84-409, Laws of Florida, as amended; revising criteria for special alcoholic beverage licenses for restaurants within the county; providing construction; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

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By Representative(s) Roberson, K.—

**HB 665**—A bill to be entitled An act relating to the Gasparilla Island Bridge Authority, Charlotte and Lee Counties; amending chapter 2000-425, Laws of Florida; correcting a scrivener's error; revising require-

ments for the election of the voting members of the board of supervisors; clarifying and revising financial disclosure requirements for members of the board of supervisors; revising the authority's fiscal year; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

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By Judiciary Committee, Criminal Justice Subcommittee and Representative(s) Corcoran, Julien, Kiar, Metz, Pilon—

**CS for CS for HB 667**—A bill to be entitled An act relating to murder; providing a short title; amending s. 782.04, F.S.; providing that the unlawful killing of a human being when committed by a person engaged in the perpetration of, or in the attempt to perpetrate, the offense of aggravated fleeing or eluding with serious bodily injury or death is murder of a specified degree, dependent upon certain circumstances; amending s. 782.065, F.S.; requiring life imprisonment for defendants convicted of specified offenses where the victim is a correctional or correctional probation officer or a related type of officer; amending s. 921.0022, F.S.; revising provisions of the offense severity ranking chart of the Criminal Punishment Code to conform to changes made by the act; reenacting ss. 775.0823, 782.051, 782.065, and 947.146(3), F.S., relating to violent offenses committed against law enforcement officers and others, attempted felony murder, murder of a law enforcement officer, and the Control Release Authority, respectively, to incorporate the amendment made to s. 782.04, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Criminal Justice; Budget Subcommittee on Criminal and Civil Justice Appropriations; and Budget.

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By Community & Military Affairs Subcommittee and Representative(s) Nehr—

**CS for HB 699**—A bill to be entitled An act relating to the East Lake Tarpon Community, Pinellas County; providing requirements for the municipal annexation of the East Lake Tarpon Community; requiring a referendum of the electors within the community before such annexation; providing exceptions; describing the community boundaries; providing for expiration; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

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By Community & Military Affairs Subcommittee and Representative(s) Hooper—

**CS for HB 867**—A bill to be entitled An act relating to the City of Clearwater, Pinellas County; authorizing the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation to issue up to a specified number of temporary permits to a nonprofit civic organization to sell alcoholic beverages for consumption on the premises at outdoor events on public right-of-way and public park property in the downtown area of Clearwater; providing that such events require a special event permit from the City of Clearwater; providing that the permits authorized by the act are in addition to certain other authorized temporary permits; requiring the nonprofit civic organization to comply with certain statutory requirements in obtaining the permits authorized by the act; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

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By Community & Military Affairs Subcommittee and Representative(s) Frishe, Hooper—

**CS for HB 869**—A bill to be entitled An act relating to the Pinellas Planning Council, Pinellas County; codifying, amending, reenacting, and repealing special acts relating to the district; reorganizing the council; setting forth the purpose of the council; providing legislative intent that

the countywide plan be broadly defined and policy-based; providing that the primary focus of the council will be land use and transportation planning; providing definitions; providing that the membership of the council shall be the same as that of the Pinellas County Metropolitan Planning Organization; providing for the election of officers, meetings of the council, requirements of a quorum, and member expenses; providing for the powers and duties of the council, including revising the required components of the countywide plan, consistent with the stated legislative intent; providing for countywide staff and committees; providing for a budget and annual independent audit; recognizing the countywide planning authority of the Pinellas County Board of County Commissioners as provided by the Pinellas County Charter; providing for the repeal of the existing countywide plan, adoption of a new countywide plan, future amendment of the plan, and standards and procedures for such actions; providing a timetable for consistency review after adoption of a new countywide plan; providing for public hearing and notice requirements; requiring the authority to adopt specific notice standards in the countywide rules; providing for compliance with part II of chapter 163, Florida Statutes; repealing chapters 73-594, 74-584, 74-586, 76-473, 88-464, and 90-396, Laws of Florida; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

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By Representative(s) Nehr—

**HB 975**—A bill to be entitled An act relating to the Pasco County Housing Authority, Pasco County; providing for the appointment of commissioners of the Pasco County Housing Authority by the Board of County Commissioners of Pasco County; providing an exception to general law; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

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By Community & Military Affairs Subcommittee and Representative(s) Ahern—

**CS for HB 1033**—A bill to be entitled An act relating to the Lealman Special Fire Control District, Pinellas County; amending chapter 2000-426, Laws of Florida, as amended; lowering the millage rate for the district; providing for future annexation; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

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By Representative(s) Kreegel—

**HB 1183**—A bill to be entitled An act relating to the East County Water Control District, Lee and Hendry Counties; amending chapter 2000-423, Laws of Florida, as amended; revising the procedure for filling vacancies on the district's board of commissioners; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

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By Economic Affairs Committee and Representative(s) Abruzzo—

**CS for HB 1255**—A bill to be entitled An act relating to the Acme Improvement District and the Lake Worth Drainage District, Palm Beach County; transferring land referred to as the "Wellington Medical Arts District" from the Lake Worth Drainage District to the Acme Improvement District; providing purposes; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

By Finance & Tax Committee, Community & Military Affairs Subcommittee and Representative(s) Metz, Brandes, Corcoran, O'Toole, Van Zant—

**CS for CS for HB 1299**—A bill to be entitled An act relating to the North Lake County Hospital District, Lake County; codifying special laws relating to the district; providing legislative intent; amending, codifying, reenacting, and repealing chapters 2002-348 and 2004-460, Laws of Florida, relating to the district; re-creating the district and re-creating and reenacting the charter; providing definitions; providing a public purpose; prohibiting a person from seeking election to the board of trustees if the person has previously served on the board of directors of certain entities within a specified time; requiring publication of the annual meeting notice on a publicly accessible website; providing general powers of the district, including the power to levy an ad valorem tax not to exceed a specified millage; establishing permitted uses of tax funds; providing restrictions on the district board's activities; prescribing requirements of the board for fiscal responsibility, transparency, and accountability; providing financial disclosure requirements and reporting, notice, and public meeting provisions for the board; providing for sovereign immunity; providing for expiration of the district at a specified time without further legislative action and permitting continuation of the district by referendum at the end of 10-year intervals; providing for a referendum; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

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By Representative(s) Abruzzo—

**HB 1301**—A bill to be entitled An act relating to the City of West Palm Beach, Palm Beach County; amending chapter 24981 (1947), Laws of Florida, as amended, relating to the West Palm Beach Police Pension Fund; revising definitions; revising provisions relating to retirement pension calculation, funding of share accounts, supplemental pension distribution, the deferred retirement option plan (DROP), duty disability pension, member contributions and refunds, rollovers from qualified plans, and actuarial assumptions; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

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By Representative(s) Abruzzo—

**HB 1325**—A bill to be entitled An act relating to the City of West Palm Beach, Palm Beach County; amending chapter 24981, Laws of Florida, 1947, as amended; revising definitions relating to the West Palm Beach Firefighters Pension Fund; providing for chapter 175 funds to be used to reduce member contributions to the fund for specified calendar years; providing that the city shall make up certain shortfalls in member contributions; providing for a reduction in member contributions for 2 years; revising the fixed rate for certain members; requiring members to take a lump sum distribution of their entire share account balance within a specified time after their termination of employment in certain circumstances; deleting a provision requiring members to elect to participate in BackDROP within a specified time or forfeit their benefits; providing a lower interest rate for BackDROP benefits for retirements after a certain date; revising BackDROP benefits; revising availability of loans for certain members; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

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By Representative(s) Chestnut—

**HB 1483**—A bill to be entitled An act relating to Alachua County; amending chapter 57-1118, Laws of Florida, as amended; revising the location of the county law library; removing outdated and unnecessary sections relating to assessment of certain fees and court costs; providing editorial revisions to update the act; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

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By Community & Military Affairs Subcommittee and Representative(s) Albritton—

**CS for HB 1495**—A bill to be entitled An act relating to Spring Lake Improvement District, Highlands County; amending chapter 2005-342, Laws of Florida; amending board, election, and term of office provisions; deleting provisions relating to eminent domain; providing a limitation on the amount of bonds the district can issue; providing the authority to conduct mosquito control; repealing chapter 2010-266, Laws of Florida; removing language proposing changes to the district charter which did not take effect for failure of adoption at a referendum; requiring a referendum and providing a ballot statement; providing for repeal of the act if the referendum fails; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

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By Representative(s) Schenck, Smith—

**HB 1513**—A bill to be entitled An act relating to the Spring Hill Fire Rescue and Emergency Medical Services District, Hernando County; repealing chapters 2010-264 and 2009-261, Laws of Florida; abolishing the district; transferring all assets and liabilities of the district to Hernando County; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

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By Representative(s) Diaz—

**HB 4003**—A bill to be entitled An act relating to growth policy; repealing s. 163.2523, F.S., relating to the Urban Infill and Redevelopment Assistance Grant Program, to terminate the program; amending ss. 163.065, 163.2511, and 163.2514, F.S.; conforming cross-references to changes made by the act; providing an effective date.

—was referred to the Committees on Community Affairs; Environmental Preservation and Conservation; Budget Subcommittee on Transportation, Tourism, and Economic Development Appropriations; and Budget.

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By Representative(s) Rouson—

**HB 4027**—A bill to be entitled An act relating to community-based development organizations; repealing ss. 163.455, 163.456, 163.457, 163.458, 163.459, 163.460, 163.461, and 163.462, F.S., relating to the Community-Based Development Organization Assistance Act, the eligibility of community-based development organizations and eligible activities for certain grant funding, the award of grants by the former Department of Community Affairs, the reporting of certain information by grant recipients to the former department, and rulemaking authority of the former department; providing an effective date.

—was referred to the Committees on Community Affairs; Commerce and Tourism; Budget Subcommittee on Transportation, Tourism, and Economic Development Appropriations; and Budget.

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By Representative(s) Porter, Williams, T.—

**HB 4039**—A bill to be entitled An act relating to recreation and parks; repealing s. 418.01, F.S., relating to scope of chapter and a definition; repealing s. 418.02, F.S., relating to recreation centers, use and acquisition of land, and equipment and maintenance; repealing s. 418.03, F.S., relating to supervision; repealing s. 418.04, F.S., relating to playground and recreation boards; repealing s. 418.05, F.S., relating to cooperation with other units and boards; repealing s. 418.06, F.S., relating to gifts, grants, devises, and bequests; repealing s. 418.07, F.S., relating to issuance of bonds; repealing s. 418.08, F.S., relating to petition for referendum; repealing s. 418.09, F.S., relating to resolution or ordinance

providing for recreation system; repealing s. 418.10, F.S., relating to tax levy; repealing s. 418.11, F.S., relating to payment of expenses and custody of funds; repealing s. 418.12, F.S., relating to duties and functions of the Division of Recreation and Parks of the Department of Environmental Protection; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Budget Subcommittee on General Government Appropriations; and Budget.

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By Representative(s) Roberson, K.—

**HB 4075**—A bill to be entitled An act relating to Charlotte County; repealing chapter 84-404, Laws of Florida, relating to the county Animal Control Agency and animal control in the county; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

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By Representative(s) Brodeur—

**HB 4139**—A bill to be entitled An act relating to the repeal of health insurance provisions; amending s. 627.64872, F.S.; deleting a requirement that the Florida Health Insurance Plan's board of directors annually report to the Governor and the Legislature concerning the Florida Health Insurance Plan; deleting redundant language making the implementation of the plan by the board contingent upon certain appropriations; amending s. 627.6699, F.S.; deleting a requirement that the Office of Insurance Regulation of the Department of Financial Services annually report to the Governor and the Legislature concerning the Small Employers Access Program; providing an effective date.

—was referred to the Committees on Banking and Insurance; Budget Subcommittee on General Government Appropriations; and Budget.

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By Representative(s) Hudson—

**HB 4163**—A bill to be entitled An act relating to continuing education for athletic trainers and massage therapists; repealing s. 456.034, F.S., relating to the requirement for athletic trainers and massage therapists to complete continuing education on the modes of transmission, infection control procedures, clinical management, and prevention of human immunodeficiency virus and acquired immune deficiency syndrome; providing an effective date.

—was referred to the Committees on Health Regulation; Budget Subcommittee on Health and Human Services Appropriations; and Budget.

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By Representative(s) Rooney—

**HB 4175**—A bill to be entitled An act relating to Palm Beach County; repealing chapter 69-1432, Laws of Florida, relating to rabies vaccination and licensing and regulation of animals; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

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By State Affairs Committee, Agriculture & Natural Resources Subcommittee and Representative(s) Crisafulli, Williams, T.—

**CS for HB 7003**—A bill to be entitled An act relating to environmental resource permitting; creating s. 373.4131, F.S.; requiring the Department of Environmental Protection, in coordination with the water management districts, to adopt statewide environmental resource permitting rules for activities relating to the management and storage of surface waters; providing rule requirements; preserving an exemption from causes of action under the “Bert J. Harris, Jr., Private Property Rights Protection Act”; providing an exemption from the rulemaking provisions of ch. 120, F.S., for implementation of the rules by water management districts; requiring counties, municipalities, and delegated

local programs to amend ordinances and regulations within a specified timeframe to incorporate applicable rules; providing construction; requiring the department and delegated local programs to identify and reconcile certain permitting processes; providing for applicability, effect, and repeal of specified rules; authorizing water management districts to adopt and retain specified rules; authorizing the department to incorporate certain rules; providing a presumption of compliance for specified design, construction, operation, and maintenance of certain stormwater management systems; providing exemptions for specified stormwater management systems and permitted activities; requiring the department to conduct or oversee staff assessment and training; reenacting s. 70.001(12), F.S., relating to the “Bert J. Harris, Jr., Private Property Rights Protection Act,” for purposes of a cross-reference in s. 373.4131, F.S.; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Budget Subcommittee on General Government Appropriations; and Budget.

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By Community & Military Affairs Subcommittee and Representative(s) Workman—

**HB 7075**—A bill to be entitled An act relating to military installations; amending s. 163.3175, F.S.; authorizing the Florida Defense Support Task Force to recommend to the Legislature specified changes in military installations and local governments under the Community Planning Act; clarifying and revising procedures related to exchange of information between military installations and local governments under the act; amending s. 288.972, F.S.; revising legislative intent with respect to proposed closure or reuse of military bases; amending s. 288.980, F.S.; creating the Military Base Protection Program within the Department of Economic Opportunity; providing for use of program funds; revising provisions relating to the award of grants for retention of military installations; revising a definition; eliminating the Florida Economic Reinvestment Initiative; establishing the Florida Defense Reinvestment Grant Program to be administered by the Department of Economic Opportunity; specifying purposes of the program; specifying activities for which grant awards may be provided; eliminating the Defense-Related Business Adjustment Program, the Florida Defense Planning Grant Program, the Florida Defense Implementation Grant Program, the Florida Military Installation Reuse Planning and Marketing Grant Program, and the Retention of Military Installations Program; transferring and reassigning the functions and responsibilities of the Florida Council on Military Base and Mission Support within the Department of Economic Opportunity to the Florida Defense Support Task Force within the Department of Economic Opportunity by type two transfer; repealing s. 288.984, F.S., which establishes the Florida Council on Military Base and Mission Support and provides purposes thereof; amending s. 288.985, F.S.; conforming provisions relating to exempt records and meetings of the Council on Military Base and Mission Support; amending s. 288.987, F.S.; revising provisions relating to the Florida Defense Support Task Force, to conform; providing an effective date.

—was referred to the Committees on Military Affairs, Space, and Domestic Security; and Governmental Oversight and Accountability.

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By Government Operations Subcommittee and Representative(s) Mayfield—

**HB 7107**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 624.23, F.S., which provides a public records exemption for certain records relating to consumer complaints and inquiries regarding matters or activities regulated under the Florida Insurance Code or the Employee Assistance and Ombudsman Office within the Department of Financial Services; reorganizing the definition of “consumer”; providing an additional exception to the exemption; eliminating the scheduled repeal of the exemption under the Open Government Sunset Review Act; providing an effective date.

—was referred to the Committees on Banking and Insurance; and Governmental Oversight and Accountability.

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By Rulemaking & Regulation Subcommittee and Representative(s) Articles—

**HB 7121**—A bill to be entitled An act relating to ratification of rules; ratifying a specified rule for the sole and exclusive purpose of satisfying any condition on effectiveness pursuant to s. 120.541(3), F.S., which requires ratification of any rule meeting any of specified thresholds for likely adverse impact or increase in regulatory costs; providing an effective date.

—was referred to the Committee on Rules.

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By Community & Military Affairs Subcommittee and Representative(s) Young—

**CS for HB 575**—A bill to be entitled An act relating to the Hillsborough County Aviation Authority; codifying, reenacting, and amending the Authority's special acts; providing that the act is a reviser; deleting provisions which have expired, have had their effect, have served their purpose, or have been impliedly repealed or superseded; replacing incorrect cross references and citations; correcting grammatical, typographical, and like errors; removing inconsistencies and redundancies; improving clarity and facilitating correct interpretation; clarifying definitions; providing that independent special districts operate to serve a public purpose; incorporating specific references to existing practices; clarifying procedure for election of members; clarifying that advertisement provisions pertain to sealed bids and other competitive selection processes when and as required; clarifying employment responsibilities; clarifying procedures for manual execution of instruments on behalf of the Authority; providing that the Authority can dispose of personal property, derelict or abandoned aircraft, and derelict or abandoned vehicles in accordance with existing statutory law; deleting the requirement that the Authority may not hold alcoholic beverage licenses exceeding a certain number; clarifying the requirements for award of contracts and clarifying when such requirements do not apply; providing for recodification; repealing chapters 2003-370 and 2007-292, Laws of Florida, relating to the Authority; providing a savings clause; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

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By State Affairs Committee and Representative(s) Horner, Williams, T.—

**CS for HB 1197**—A bill to be entitled An act relating to agriculture; amending s. 163.3162, F.S.; defining the term “governmental entity”; prohibiting certain governmental entities from charging stormwater management assessments or fees on certain bona fide farm operations except under certain circumstances; providing for applicability; conforming provisions; amending s. 479.11, F.S.; conforming provisions; amending s. 570.07, F.S.; revising the powers and duties of the Department of Agricultural and Consumer Services to enforce laws and rules relating to the use of commercial stock feeds; amending s. 580.036, F.S.; authorizing the department to adopt rules establishing certain standards for regulating commercial feed or feedstuff; requiring the department to consult with the Commercial Feed Technical Council in the development of such rules; amending s. 586.02, F.S.; defining the term “apiculture” for purposes of the Florida Honey Certification and Honeybee Law; conforming provisions; creating s. 586.055, F.S.; authorizing apiaries to be located on certain lands; amending s. 586.10, F.S.; providing for preemption to the state of authority to regulate, inspect, and permit managed honeybee colonies; providing that certain local government ordinances are superseded; revising the powers and duties of the Department of Agriculture and Consumer Services relating to honey certification and honeybees; requiring the department to adopt rules and, before adopting certain rules, consult with local governments and other affected stakeholders; amending s. 599.004, F.S.; revising qualifications for a certified Florida Farm Winery; reenacting s. 561.24(5), F.S., relating to limitations on the issuance of wine distributor licenses and exporter registrations, to incorporate changes made by the act to s. 599.004, F.S., in a reference thereto; amending s. 604.50, F.S.; defining the term “farm sign”; providing an exemption from the Florida Building Code for farm signs; prohibiting farm signs located on public roads from violating certain standards; limiting the authority of local governments to enforce certain requirements with respect to farm signs; amending s. 823.14, F.S.; revising definitions relating to the Florida Right to Farm Act; limiting the conditions under which apiculture or the

placement of apiaries may be deemed public or private nuisances; limiting the authority of local governments to regulate apiculture and the placement of apiaries on agricultural land; reenacting ss. 163.3163(3)(b), 193.461(5), 403.9337(4), 570.961(4), and 812.015(1)(g), F.S., relating to agricultural lands and practices, the Agricultural Land Acknowledgement Act, the classification and tax assessment of agricultural lands, an exemption from certain provisions related to the Model Ordinance for Florida-Friendly Fertilizer Use on Urban Landscapes, provisions related to the promotion of agritourism, and penalties for retail or farm theft, respectively, to incorporate amendments made by the act to s. 823.14, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Agriculture; Budget Subcommittee on General Government Appropriations; and Budget.

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By Community & Military Affairs Subcommittee and Representative(s) Abruzzo—

**CS for HB 1481**—A bill to be entitled An act relating to Loxahatchee Groves Water Control District, Palm Beach County; amending chapter 99-425, Laws of Florida; revising procedures for election of members of the board of supervisors; providing that this act shall take precedence over any conflicting law to the extent of such conflict; providing severability; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

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By Economic Affairs Committee and Representative(s) Nehr—

**CS for HB 7041**—A bill to be entitled An act relating to governmental reorganization; amending s. 20.60, F.S.; establishing the Division of Information Technology within the Department of Economic Opportunity; establishing additional duties of the department with respect to the processing of state development approvals or permits; amending ss. 68.096, 68.105, 159.81, 163.2517, 163.2523, 163.3178, 163.3191, 163.3204, 163.3221, 163.3246, 163.3247, 163.336, 163.458, 163.460, 163.461, 163.462, 163.5055, 163.506, 163.508, 163.511, 163.512, 212.096, 213.053, 215.55865, 218.411, 220.153, 220.183, 220.194, 258.501, 259.042, 259.101, 282.201, 288.021, 288.1045, 288.106, 288.108, 288.1083, 288.1089, 288.1097, 288.11621, 288.1168, 288.1171, 288.1254, 288.714, 288.7102, 288.987, 290.0055, 290.0065, 290.00726, 290.00727, 290.00728, 311.09, 320.08058, 339.135, 342.201, 373.461, 377.703, 377.809, 380.06, 402.56, 403.0891, 420.503, 420.507, 420.101, 420.0005, 420.0006, 443.036, 443.091, 443.111, 443.141, 443.1715, 443.17161, 446.50, 450.261, 509.032, 624.5105, 1002.75, and 1002.79, F.S.; correcting references to agency names and divisions and correcting cross-references to conform to the governmental reorganization resulting from the enactment of chapter 2011-142, Laws of Florida; making technical and grammatical changes; amending s. 163.3178, F.S.; deleting provisions that encourage local governments to adopt countywide marina siting plans and use uniform criteria and standards for marina siting; conforming a cross-reference; amending s. 259.035, F.S.; correcting a reference to the number of members of the Acquisition and Restoration Council; amending s. 288.12265, F.S.; authorizing Enterprise Florida, Inc., to contract with the Florida Tourism Industry Marketing Corporation for management and operation of welcome centers; amending s. 288.901, F.S.; revising the membership of the board of directors of Enterprise Florida, Inc.; limiting the requirement that members of the board of directors be confirmed by the Senate to those members who are appointed by the Governor; amending s. 288.980, F.S.; replacing an obsolete reference to the former Office of Tourism, Trade, and Economic Development; correcting the number of grant programs relating to Florida Economic Reinvestment Initiative; amending s. 331.3081, F.S.; revising the membership of the board of directors of Space Florida; providing for designation of the chair of the board of directors; deleting provisions establishing the Space Florida advisory council; repealing s. 163.03, F.S., relating to the powers and duties of the Secretary of Community Affairs and functions of Department of Community Affairs with respect to federal grant-in-aid programs; repealing s. 379.2353, F.S., relating to the designation of enterprise zones in communities suffering adverse impacts from the adoption of the constitutional amendment limiting the use of nets to harvest marine species; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Budget Subcommittee on Transportation, Tourism, and Economic Development Appropriations; and Budget.

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By Judiciary Committee, Criminal Justice Subcommittee and Representative(s) Jones, Campbell, Jenne, Julien, Stafford—

**CS for CS for HB 1193**—A bill to be entitled An act relating to public records; amending ss. 741.30 and 784.046, F.S.; providing exemptions from public records requirements for personal identifying and location information of victims of domestic violence, repeat violence, sexual violence, and dating violence held by the clerks and law enforcement agencies in conjunction with the automated process developed by the association by which a petitioner may request notification of service of an injunction for protection against domestic violence, repeat violence, sexual violence, or dating violence and other court actions related to the injunction for protection; providing that the exemption is conditional upon the petitioner's request; providing specified duration of the exemption; providing for access by state or federal agencies in furtherance of the agencies' statutory duties; providing that the clerk must inform the petitioner of the right to request that the identifying and location information be held exempt from public records requirements; providing for future legislative review and repeal of the exemptions; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Judiciary; Governmental Oversight and Accountability; and Rules.

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By Representative(s) Caldwell, Ahern, Artiles, Boyd, Brandes, Corcoran, Diaz, Gaetz, Hager, Julien, Metz, Nuñez, O'Toole, Perry, Pilon, Wood—

**HM 83**—A memorial to the Congress of the United States, urging Congress to propose to the states an amendment to the Constitution of the United States that would limit the consecutive terms of office which a member of the United States Senate or the United States House of Representatives may serve.

—was referred to the Committees on Rules Subcommittee on Ethics and Elections; and Rules.

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By Representative(s) Smith—

**HM 611**—A memorial to the Congress of the United States, urging Congress to direct the United States Fish and Wildlife Service to re-

consider the proposed rule to designate Kings Bay as a manatee refuge and in lieu of the rule partner with the state and local governments in seeking joint long-term solutions to manatee protection.

—was referred to the Committee on Environmental Preservation and Conservation.

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## RETURNING MESSAGES—FINAL ACTION

The Honorable Mike Haridopolos, President

I am directed to inform the Senate that the House of Representatives has passed CS for SB 98; and has adopted SM 1080, CS for SM 1486, SM 1778 and SM 1822.

*Robert L. "Bob" Ward, Clerk*

The bills contained in the foregoing messages were ordered enrolled.

## ENROLLING REPORTS

CS for SB 2 has been enrolled, signed by the required Constitutional Officers and presented to the Governor on March 1, 2012.

*Debbie Brown, Secretary*

## CORRECTION AND APPROVAL OF JOURNAL

The Journal of February 29 was corrected and approved.

## CO-INTRODUCERS

Senators Dockery—CS for SB 1440; Gaetz—CS for CS for SB 820; Gibson—CS for CS for SB 1150; Montford—CS for CS for SB 820; Oelrich—CS for SB 1440; Sachs—CS for SB 1440; Storms—CS for CS for SB 820

## RECESS

On motion by Senator Thrasher, the Senate recessed at 2:11 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:00 a.m., Friday, March 2 or upon call of the President.